

Austin, Texas, October 20, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 104, "An Act providing
for the amount that may be allowed
by county boards of trustees to the
county superintendents of public in-
struction for expenditures for office
and traveling expenses in certain
counties according to the last preced-
ing Federal Census; making this Act
cumulative of all General Laws on the
same subject, such General Laws to
apply except in case of conflict when
the provisions of this Act shall con-
trol, and declaring an emergency."

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 20, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 111, "An Act to amend
Article 880 of the Penal Code, of the
State of Texas, as amended by Chap-
ter 23, Acts of the Fourth Called
Session of the Forty-third Legisla-
ture; providing that it should be law-
ful to use one dog for the purpose of
hunting, pursuing, and taking of deer
in Jefferson, Montgomery and Orange
Counties, and declaring an emer-
gency."

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 20, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 137, "An Act providing
a special fishing license for those who
fish in the waters of Medina Lake;
providing for deposit of funds from
the sale of such licenses and of any
funds collected as fees or penalties
for violations of this Act in the
Medina Lake Fund; providing the
uses of such fund and regulations
controlling same; providing for the
appointment of a Medina Lake Ad-
visory Board and prescribing the
manner of its appointment and its
duties; providing a penalty for viola-
tion of any provision of this Act;

repealing all laws, in so far as they
conflict with this Act, and declaring
an emergency."

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

SEVENTEENTH DAY

(Friday, October 22, 1937)

The House met at 10:00 o'clock a.
m., pursuant to adjournment, and
was called to order by Speaker Cal-
vert.

The roll of the House was called,
and the following Members were
present:

Mr. Speaker	Hankamer
Adkins	Hanna
Alexander	Harbin
Alsup	Harper
Amos	Harrell
Anderson	Harris of Archer
Baker	Harris of Dallas
Bates	Harris of Dickens
Beckworth	Hartzog
Bell	Heflin
Blankenship	Herzik
Boethel	Holland
Boyer	Hoskins
Bradbury	Howard
Bradford	Huddleston
Bridgers	Hull
Broadfoot	Hyder
Brown	Johnson of Ellis
Burton	Johnson
Callan	of Tarrant
Carssow	Jones of Angelina
Cathey	Jones of Atascosa
Cauthorn	Jones of Falls
Celaya	Jones of Wise
Cleveland	Keefe
Colquitt	Keith
Davis of Haskell	Kelt
Davis of Jasper	Kenyon
Davison of Fisher	Kern
Davisson	King
of Eastland	Knetsch
Dean	Langdon
Deglandon	Lankford
Derden	Lanning
Dickison	Leath
Dollins	Lehman
Donaghey	Leonard
England	Leyendecker
Farmer	Little
Felty	Loggins
Fielden	London
Fox	Lucas
Fuchs	Mann
Graves	Mauritz
Hamilton	Mays

McConnell	Roark
McDonald	Ross
McFarland	Russell
McKee	Rutta
McKinney	Schuenemann
Metcalfe	Sharpe
Moffett	Shell
Monkhouse	Simpson
Morris	Skaggs
Morse	Smith of Hopkins
Nicholson	Smith
Oliver	of Matagorda
Palmer	Smith of Tarrant
Patterson of Mills	Stinson
Patterson	Stocks
of Travis	Talbert
Petsch	Tarwater
Pope	Tennant
Powell	Tennyson
Prescott	Thornberry
Quinn	Thornton
Ragsdale	Waggoner
Reader	Weldon
Reed of Bowie	Westbrook
Reed of Dallas	Winfree
Rhodes	Wood

Absent

Riddle	Vale
Sewell	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Worley for today, on motion of Mr. Baker.

Mr. Bond for today, on motion of Mr. Johnson of Tarrant.

Mr. Gibson for today, on motion of Mr. Hankamer.

Mr. Hardin for today, on motion of Mr. Davis of Haskell.

Mr. Cagle for today, on motion of Mr. Derden.

The following Members were granted leaves of absence on account of illness:

Mr. Newton for today, on motion of Mr. Lehman.

Mr. Jackson for today, on motion of Mr. Thornton.

Mr. Harbin temporarily for today, on motion of Mr. Metcalfe.

Mr. Settle for today, on motion of Mr. Leonard.

HOUSE BILLSON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stinson:

H. B. No. 162, A bill to be entitled "An Act ratifying, confirming, and validating all acts and orders, and attempted acts and orders, of County School Trustees, Boards of County School Trustees, County Boards of Trustees, County Boards of School Trustees, Commissioners' Courts, Boards of Trustees of Common Independent and County Line School Districts, and all elections and attempted elections of Common, Independent, and County Line School Districts, relating to the laying out, establishment, combining, abolishing, changing of boundaries, detaching territory from, or annexing territory to, any such school district, except where contests of same may be pending at the time this Act becomes effective, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Hyder, Mr. Burton, Mr. Jones of Wise and Mr. London:

H. B. No. 163, A bill to be entitled "An Act providing the time when mourning doves and white-winged doves may be shot in Wise, Collin, Denton and Montague Counties; making certain exceptions; fixing the bag limit and possession limit of same; fixing the hours for shooting and making regulations for shotguns that may be used for shooting migratory birds and other game birds; providing a penalty for the violation of any such regulations; repealing all laws in conflict with any section of this Act, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Morris and Mr. Lankford:

H. B. No. 164, A bill to be entitled "An Act to amend House Bill No.

52, Chapter 18, Acts of the Forty-third Legislature, Fourth Called Session, so as to provide that the governing body of any city or town having a population of twelve thousand four hundred ten (12,410) inhabitants or less according to the last preceding Federal Census and owning and operating its municipal light system and municipal waterworks system in this State, in making up the annual appropriations of the income and revenue of any waterworks system, electric light plant or system, sewer system, or other public utility system, service or enterprise, now or hereafter owned and operated by any such city or town, shall first provide for maintenance and operating expenses of such system, service or enterprise, etc., and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Alexander:

H. B. No. 165, A bill to be entitled "An Act prohibiting the taking of fur-bearing animals in Motley County at certain times; prescribing the penalty for violation of this Act; repealing all laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Ragsdale, Mr. Tarwater, Mr. Fuchs, Mr. Bates, Mr. Kelt, Mr. King, Mr. Smith of Matagorda, Mr. Harris of Dickens, Mr. Moffett, Mr. Holland, Mr. Bradbury, Mr. Knetsch, Mr. Amos, Mr. Alexander, Mr. Worley, Mr. Boyer, Mr. McConnell, Mr. Kern, Mr. Dollins, Mr. Reader, Mr. Keefe, Mr. Davis of Haskell, Mr. Jones of Falls, Mr. Powell, Mr. Farmer, Mr. Mauritz, Mr. Jones of Wise, Mr. Sharpe, Mr. Herzik, Mr. Winfree, Mr. Heflin, Mr. Morris, Mr. Huddleston, Mr. Rhodes, Mr. Rutta, Mr. Russell, Mr. McKinney, Mr. Patterson of Mills, Mr. Baker, Mr. Adkins, Mr. Little, Mr. Harrell, Mr. Prescott, Mr. Stocks, Mr. Hoskins, Mr. Brown, Mr. Leath, Mr. Fielden, Mr. Harris of Archer, Mr. Cagle, Mr. Lucas, Mr. Jones of Atascosa, Mr. Tennyson, Mr. Carssow, Mr. Bond, Mr. Boethel, Mr. Jones of Angelina, Mr. Beckworth, Mr. Broadfoot, Mr. Palmer, Mr. Langdon, Mr. Alsup, Mr. Schuenemann, Mr. Hyder, Mr. Shell, Mr. Hull, Mr. Thornberry, Mr. Lon-

don, Mr. Davis of Jasper, Mr. Vale, Mr. McKee, Mr. Harper, Mr. Monkhouse, Mr. Davisson of Eastland, Mr. Newton, Mr. Harbin, Mr. Bell, Mr. Mann, Mr. Dean, Mr. Celaya, Mr. Johnson of Tarrant, Mr. Loggins, Mr. Hamilton, Mr. Cleveland, Mr. Simpson, Mr. Derden, Mr. Smith of Hopkins, Mr. Metcalfe, Mr. Roark, Mr. England, Mr. Lehman, Mr. Smith of Tarrant, Mr. Talbert, Mr. Johnson of Ellis, Mr. Skaggs, Mr. Sewell, Mr. McFarland, Mr. Deglandon, Mr. Oliver, Mr. Riddle, Mr. Weldon, Mr. Lanning and Mr. Petsch:

H. B. No. 166, A bill to be entitled "An Act to be known as the 'State Soil Conservation Act', reciting the legislative determination and declaration of policy; describing the consequence of soil erosion and the depletion of the fertility of the soil; reciting appropriate corrective methods; defining certain words and phrases used in this Act; establishing the State Soil Conservation Board; establishing five (5) State Districts from which members of the State Soil Conservation Board are to be elected; defining the powers and duties of said members acting through and for said State Soil Conservation Board; providing for the establishing of County Soil Conservation Advisory Committees; etc., and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Powell:

H. B. No. 167, A bill to be entitled "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners' Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State or Federal designated highways and public roads; limiting and restricting such power; authorizing and regulating the issuance of interest-bearing time warrants of said County for the purpose of taking up and paying off of any such road and bridge warrants."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Morris:

H. B. No. 168, A bill to be entitled "An Act to amend Article 1015C Revised Statutes of 1925, as amended by House Bill No. 110, Chapter 453, Acts of the Forty-fourth Legislature, Second Called Session, so as to authorize and empower all cities and towns, including Home Rule cities, to build and purchase, to mortgage and encumber certain projects to-wit: Parks and/or swimming pools, golf course club houses, ball parks, playgrounds, exposition buildings, airports, armories, and the land upon which the same are situated, and to evidence the obligation therefor by the issuance of bonds, notes or warrants, and to secure the payment of funds to purchase same or funds with which to construct and equip the same, and by excepting from the requirement of an election the encumbering of golf courses, golf course club houses, fairgrounds, airports, armories and exposition buildings and the land upon which the same are situated, etc., and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

ADDITIONAL SIGNERS OF BILLS

By unanimous consent of the House, the following Members were authorized to sign bills, as co-authors of same, as follows:

Mr. Oliver, Mr. Russell and Mr. Westbrook, House Bill No. 159.

Mr. Wood, House Bill No. 141.

RELATIVE TO RESOLUTION PERIOD

Mr. Petsch moved that the House dispense with the consideration of resolutions, at this time.

The motion was lost.

MESSAGE FROM THE SENATE

Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 98, A bill to be entitled "An Act amending Section 12 of Chapter 59, of the Acts of the Thirty-ninth Legislature, so as to provide that in certain counties having a population according to the last pre-

ceding Federal Census of not less than eight thousand five hundred (8,500) and not more than eight thousand seven hundred (8,700), Rural High School Districts formed by the grouping of common school districts shall not have the authority to appoint a tax assessor, board of equalization nor tax collector, providing for an emergency."

H. B. No. 49, A bill to be entitled "An Act empowering and authorizing cities and towns in the State of Texas having a population in excess of 230,000 and not more than 250,000, according to the last preceding or any future Federal Census, to enact ordinances authorizing City and Town Assessors, or Assessors and Collectors to prescribe such assessment forms, lists, or statements for rendering property as will also serve as a tax roll without the necessity of recompiling such tax roll from the original assessment roll; authorizing the binding of such assessment, forms, lists or statements and combination tax roll, regardless of whether rendered or unrendered, into one roll in alphabetical order, providing a saving clause, and declaring an emergency."

H. B. No. 107, A bill to be entitled "An Act to declare a closed season on the killing of quail in Haskell County for a period ending February 1, 1940, prescribing a penalty, and declaring an emergency."

H. B. No. 108, A bill to be entitled "An Act repealing House Bill No. 246, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

H. B. No. 114, A bill to be entitled "An Act amending Article 880 of the Penal Code of the State of Texas, making it lawful to use a dog in the hunting of or pursuing of or taking of any deer in Tyler County."

H. B. No. 116, A bill to be entitled "An Act providing that a County Auditor may be appointed in any county having a population of not less than twenty thousand one hundred (20,100) nor more than twenty thousand one hundred and fifty (20,150) according to the last preceding Federal Census and having a taxable value of less than Fifteen Million (\$15,000,000.00) Dollars, according to the last approved tax roll; providing that Commissioners' Court in such county may by order determine the necessity for such of-

fice as well as by order may discontinue such office; providing compensation and the fund from which it shall be paid, and declaring an emergency."

H. B. No. 121, A bill to be entitled "An Act to amend Sections 3, 6, 7, 8, 9, 10, 13, 18, 20 and 24 of Article 2997a of the Revised Civil Statutes of Texas, 1925, and being Chapter 33 of the General and Special Laws of the Forty-first Legislature, Fourth Called Session by providing that the commissioners' court of any county in the State of Texas may adopt for use in elections and primary elections in at least three of the larger voting precincts in voting strength in said county any kind of voting machine approved by the Secretary of State and may adopt said voting machines at any time for use in such additional voting precincts in the county as it may deem advisable, and thereupon such voting machines shall be used at any and all elections and primary elections, municipal, county, district or State; and all school and bond elections; providing for the payment of voting machines in such county, etc., and declaring an emergency."

H. B. No. 123, A bill to be entitled "An Act amending Section I of House Bill No. 659, Acts of the Forty-fifth Legislature, Regular Session, and declaring an emergency."

H. B. No. 126, A bill to be entitled "An Act requiring any person using any trap or similar device to take any of the birds or animals of this State, upon the private lands of another person in Van Zandt County, to first obtain and have in his possession a written permit; providing other necessary regulations pertaining to the obtaining of such permit; providing that the failure to have in possession such valid permit shall be prima facie evidence of guilt; providing a suitable penalty for violation of any provisions of this Act; providing that it shall be the duty of any peace officer operating in any county affected by the provisions of this Act to enforce the provisions of this Act and repealing all laws in conflict with any provisions of this Act, in so far as they relate to Van Zandt County."

H. B. No. 127, A bill to be entitled "An Act validating, ratifying and confirming all bond issues hereto-

fore voted and issued or heretofore voted and not issued, of all cities and towns in this State, for the purpose of constructing swimming pools, and declaring an emergency."

H. B. No. 138, A bill to be entitled "An Act providing an open season when it shall be lawful to hunt, take or kill squirrels in Montgomery County, Texas; providing a bag limit; fixing a penalty for the violation hereof; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 140, A bill to be entitled "An Act declaring it unlawful to take, hunt, or kill deer or wild turkey in Fannin County for a period of five years; prescribing a penalty, and declaring an emergency."

H. B. No. 143, A bill to be entitled "An Act permitting the City Council of any city or town in this State and the trustees of independent school districts to fix the compensation of the tax assessors and collectors in said cities, towns, and independent school districts in counties with the population of not less than 43,030 and not more than 43,040, according to the last Federal Census, and declaring an emergency."

H. B. No. 152, A bill to be entitled "An Act creating and establishing Callahan County Road District Number Three in Callahan County, Texas, under Article III, Section 52 of the Constitution for the purpose of the construction, operation and maintenance of macadamized, graveled or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the district a body corporate with authority to sue and be sued; authorizing the district to issue bonds upon two-thirds vote of the qualified electors who own taxable property in said district and who have duly rendered the same for taxation voting at an election; etc., and declaring an emergency."

H. B. No. 153, A bill to be entitled "An Act amending Section 1 of Senate Bill No. 496, Chapter 168, Acts of the Legislature of Texas, passed at the Forty-fourth Regular Session of the Legislature of Texas, so as to authorize any city of more than forty thousand (40,000) population, according to the last preceding census, to codify and adopt a code of civil and criminal ordinances without the necessity of publication, providing for the

taking effect of said code upon adoption; providing for the reception in evidence of such code when printed under the supervision of the governing body of said city and the effect of such admission in evidence, and declaring an emergency."

S. B. No. 11, A bill to be entitled "An Act validating Independent School District elections assuming indebtedness theretofore apportioned against such districts or a part thereof as a result of its segregation from another Independent School District whether the indebtedness so assumed be the identical proportionate part of the indebtedness owed by the original district at the time of its segregation or an equal amount of indebtedness incurred by a portion of the original district after such segregation, and declaring an emergency."

S. B. No. 18, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for the purpose of maintaining the public schools and issuing bonds in school districts in all counties which, according to the Federal Census of 1930, have a population of not fewer than 3,960 and not more than 4,000; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 29, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable, all levies and assessments of ad valorem taxes heretofore made by incorporated cities and towns in the State of Texas because the same were made and adopted by resolution, motion, or other informal action, and because of the failure of the governing body of such city and town to appoint the proper and statutory Board of Equalization; and which are insufficient and voidable, or unenforceable on account of technical irregularities in the manner of preparing the books and reports of assessors assessing such property, and declaring an emergency."

Has adopted

S. C. R. No. 12, Authorizing the Governor to appoint a commission to be known as "The New York World's Fair and San Francisco Golden Gate Exposition Commission for Texas."

H. C. R. No. 7, Relating to violations of the nepotism law. (With amendment.)

H. C. R. No. 14, Commending the American Federation of Labor upon

their stand for parity prices on agricultural products.

Senate grants the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 69. The following committee has been appointed on the part of the Senate: Senators Neal, Moore, Shivers, Rawlings and Weinert.

Has passed

S. B. No. 25, A bill to be entitled "An Act applying only to the waters impounded by Buchanan Dam and the Roy Inks Dam and covering certain portions of Lampasas, San Saba, Burnet and Llano Counties; etc., and declaring an emergency."

S. B. No. 26, A bill to be entitled "An Act authorizing cities and towns to make contracts with water improvement and water control and improvement districts deriving their powers under Article XVI, Section 59, of the Constitution for water supply, fixing the maximum term of such contracts, limiting the liabilities of cities and towns under such contracts, making an election in such cities and towns a prerequisite to the making of such contracts; etc., and declaring an emergency."

H. B. No. 131, A bill to be entitled "An Act making an appropriation of the sum of Forty Thousand (\$40,000.00) Dollars or so much thereof as may be necessary, out of funds in the State Treasury, not otherwise appropriated, to pay contingent expenses, and to pay mileage and per diem of Members and per diem of officers and employees of the Second Called Session of the Forty-fifth Legislature, and declaring an emergency." (With amendment.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 25, to the Committee on Game and Fisheries.

Senate Bill No. 26, to the Committee on Municipal and Private Corporations.

Senate Bill No. 29, to the Committee on Municipal and Private Corporations.

Senate Bill No. 11, to the Committee on Education.

Senate Bill No. 18, to the Committee on Education.

BILLS ORDERED NOT PRINTED

On motion of Mr. Quinn, House Bill No. 161 was ordered not printed.

On motion of Mr. Leonard, Senate Bill No. 11 was ordered not printed.

On motion of Mr. Hyder, House Bill No. 163 was ordered not printed.

RELATIVE TO HOUSE SIMPLE RESOLUTION NO. 24

Mr. Loggins offered the following resolution:

H. S. R. No. 46, Relative to House Simple Resolution No. 24.

Whereas, On Friday, October 15, House Simple Resolution No. 24 was introduced in the House of Representatives asking that a committee be appointed whose duty it would be to conduct an investigation into the facts concerning land in Polk County, and the filing of suits for the same and also to investigate such other matters concerning the lease of school lands and suits; and

Whereas, The resolution contained a statement by one Earl H. Short, one of the parties to the suit relative to the matters involved which was an unfair statement intended to inflame the prejudice of the people by clouding the issue and confusing the minds of the public and deliberately attempting to misconstrue the facts involved; and

Whereas, This man Short is one who claims a vacancy in the lands involved and for that reason is no doubt prejudice and does not make a fair statement; and

Whereas, There is in the resolution the affidavit made by one Joseph F. Overbey who also makes an attempt to enter a statement relative to the question, but which statement fails to throw any light on the issue, but instead creates more misunderstanding; and

Whereas, These statements given out to the press have been read by the people of the State and Members of

the House of Representatives and have had a tendency to throw a wrong light on the question involved; and

Whereas, It appears that such statements are of course ex parte and have no place in a resolution coming before the Texas House of Representatives; therefore, be it

Resolved, That the statement of Earl H. Short and the affidavit by Joseph F. Overbey be expunged from all of the records of the House of Representatives.

The resolution was read second time, and was adopted.

TO PROVIDE FOR APPOINTMENT OF CERTAIN DELEGATION TO WASHINGTON

Mr. Winfree offered the following resolution:

H. S. R. No. 47, To provide for appointment of certain delegation to Washington.

Whereas, The President of the United States has called a special session of the Congress to convene November 15th, and one of the chief subjects to be considered is the enactment of permanent farm legislation, seeking to place agriculture in the United States on a parity with industry which has been subsidized by a protective tariff almost from the beginning of the United States as a Nation; and

Whereas, It being a recognized fact that no State in the Union has as varied production of farm products and commodities as has Texas, which includes citrus and vegetable crops in the South, every phase of livestock raising, oats, corn, extensive production of the highest quality of hard winter wheat on the plains, as well as other varieties of wheat in other sections, in addition to the fact Texas produces approximately one-third of the cotton produced in the United States; and

Whereas, The prosperity of industry, labor and all other business and commercial activity engaged in within the United States are based upon and dependent upon a healthy, prosperous American agriculture; and

Whereas, Marvin Jones is the Chairman of the House Agriculture Committee in Congress and is a Texan and one of the leading and one of the most influential members of the Congress, makes it imperative that Texas

take an active part in the pending farm legislation, the consideration of which is very vital to the farmers of the United States, and particularly to the major crop farmers of Texas; and

Whereas, It is believed there are Members of this House of Representatives who have not only a wide knowledge of the formation and enactment of laws, but also comprehensive knowledge of the needs and desires of the farmers; that such a group as proposed in the resolving clause of this resolution will be in a position, because of their legislative and farming experience, to render valuable service in the formation of national farm legislation, and particularly, in the protection and promotion of the interest of the farmers of Texas; now, therefore, be it

Resolved by the House of Representatives, That the Speaker of the House appoint three Members of the House, constituting a committee of three, to represent the Texas farmers and cotton growers in Washington at the hearing on the proposed farm bill in the coming called session of the Congress, and to assist as well as possible in obtaining the passage of farm legislation which will be for the best interest of the Nation and especially for the farmers of Texas in the South.

The sum of Six Hundred (\$600.00) Dollars, or so much thereof as shall be necessary, is hereby appropriated out of the Contingent Expense Fund to pay the traveling expenses and other necessary expenses while attending the hearing in Washington until their return to Texas.

WINFREE,
TARWATER,
RAGSDALE,
FUCHS,
HARRIS of Dickens.

The resolution was read second time.

Mr. Metcalfe raised a point of order, on further consideration of the resolution by Mr. Winfree, at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Harris of Dickens moved that the Rule, relative to the consideration of resolutions, be suspended until the pending resolution is disposed of.

The motion was lost.

(Mr. Morse in the Chair.)

MOTION TO RE-REFER NO. 154

Mr. Hull moved that House Bill No. 154 be withdrawn from the Committee on Appropriations and referred to the Committee on Claims and Accounts.

The motion was lost.

HOUSE BILL NO. 131 WITH SENATE AMENDMENTS

Mr. Graves called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 131, A bill to be entitled "An Act making an appropriation of the sum of Forty Thousand (\$40,000.00) Dollars or so much thereof as may be necessary, out of funds in the State Treasury, not otherwise appropriated, to pay contingent expenses, and to pay mileage and per diem of Members and per diem of officers and employees of the Second Called Session of the Forty-fifth Legislature, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

Mr. Graves moved that the House concur in the Senate amendments to House Bill No. 131.

Mr. Reed of Bowie moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

Mr. Anderson moved to table the motion by Mr. Reed of Bowie.

The motion to table prevailed.

Question then recurring on the motion by Mr. Graves that the House concur in the Senate amendments to House Bill No. 131.

The motion prevailed by the following vote:

Yeas—100

Akdins	Bradbury
Alexander	Bradford
Alsup	Brown
Anderson	Burton
Bates	Callan
Beckworth	Cathey
Bell	Cauthorn
Boethel	Celaya
Boyer	Cleveland

Colquitt	London
Davis of Haskell	Lucas
Davison of Fisher	Mann
Davisson	Mauritz
of Eastland	Mays
Deglandon	McConnell
Derden	McFarland
Dollins	McKee
Felty	Metcalfe
Fox	Moffett
Fuchs	Monkhouse
Graves	Nicholson
Hamilton	Oliver
Hankamer	Patterson of Mills
Harbin	Patterson
Harper	of Travis
Harrell	Petsch
Harris of Dickens	Powell
Hartzog	Prescott
Heflin	Quinn
Herzik	Ragsdale
Holland	Reader
Hoskins	Reed of Dallas
Hull	Roark
Hyder	Ross
Johnson of Ellis	Rutta
Johnson	Schuenemann
of Tarrant	Sharpe
Jones of Angelina	Simpson
Jones of Atascosa	Skaggs
Jones of Falls	Smith of Hopkins
Jones of Wise	Smith
Kelt	of Matagorda
Kenyon	Stinson
Kern	Stocks
King	Tennant
Langdon	Tennyson
Lanning	Thornberry
Leath	Thornton
Lehman	Waggoner
Leonard	Weldon
Leyendecker	Winfree
Loggins	Wood

Nays—13

Amos	Pope
Bridgers	Reed of Bowie
Davis of Jasper	Rhodes
Farmer	Russell
Fielden	Smith of Tarrant
Harris of Dallas	Westbrook
Little	

Absent

Baker	Howard
Blankenship	Huddleston
Broadfoot	Keefe
Carssow	Keith
Dean	Knetsch
Dickison	Lankford
Donaghey	McDonald
England	McKinney
Hanna	Morris
Harris of Archer	Morse

Palmer	Talbert
Riddle	Tarwater
Sewell	Vale
Shell	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

RELATIVE TO HOUSE BILL
NO. 99

Mr. Hartzog moved that the regular order of business, and all necessary Rules, be suspended, for the purpose of taking up and considering, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 99, A bill to be entitled "An Act levying an increased occupation tax on marble machines; providing for the collection and distribution thereof; appropriating to the State Comptroller of Public Accounts sufficient funds to administer the same; defining 'marble machines'; 'owners' and 'exhibitor' thereof; making it unlawful for any owner or exhibitor of said machines to operate, display or exhibit such machines for operation without the tax thereon having first been paid and license obtained from the Comptroller; making it unlawful for the owner or exhibitor of such machines to knowingly permit, allow or consent to any person under the age of twenty-one years to place a coin or token in said machines for the purpose of operating the same; making it unlawful for any person to place a slug, counterfeit coin or counterfeit token in said machines for the purpose of operating same; prescribing penalties for the violation of this Act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Question recurring on the motion by Mr. Hartzog, yeas and nays were demanded.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—57

Anderson	Carssow
Bell	Cauthorn
Boethel	Celaya
Bradford	Colquitt
Callan	Davison of Fisher

Davisson	Mauritz
of Eastland	Mays
Deglandon	Monkhouse
Dollins	Morse
Farmer	Newton
Felty	Nicholson
Fox	Patterson
Fuchs	of Travis
Hankamer	Petsch
Harper	Pope
Harris of Dallas	Prescott
Hartzog	Quinn
Hoskins	Ragsdale
Johnson	Reader
of Tarrant	Reed of Dallas
Jones of Angelina	Schuenemann
Jones of Atascosa	Shell
Jones of Falls	Simpson
Kelt	Smith
Leath	of Matagorda
Lehman	Smith of Tarrant
Leonard	Stinson
Leyendecker	Tennant
Little	Thornton
Loggins	Wood
Mann	

Nays—54

Adkins	King
Alsup	Langdon
Amos	Lanning
Bates	London
Beckworth	Lucas
Boyer	McConnell
Bradbury	McFarland
Bridgers	Metcalf
Broadfoot	Oliver
Brown	Palmer
Burton	Patterson of Mills
Cleveland	Powell
Davis of Jasper	Reed of Bowie
Derden	Rhodes
England	Roark
Fielden	Ross
Graves	Russell
Hamilton	Rutta
Harrell	Sharpe
Harris of Archer	Skaggs
Harris of Dickens	Stocks
Heflin	Tarwater
Herzik	Tennyson
Holland	Thornberry
Johnson of Ellis	Waggoner
Jones of Wise	Weldon
Kern	Westbrook

Absent

Alexander	Hanna
Baker	Harbin
Blankenship	Howard
Cathey	Huddleston
Davis of Haskell	Hull
Dean	Hyder
Dickison	Keeffe
Donaghey	Keith

Kenyon	Morris
Knetsch	Riddle
Lankford	Sewell
McDonald	Smith of Hopkins
McKee	Talbert
McKinney	Vale
Moffett	Winfree

Absent—Excused

Bond	Jackson
Cagle	Settle
Gibson	Stevenson
Hardin	Worley

HOUSE BILL NO. 149 ON SECOND READING

Mr. Petsch moved that the regular order of business, and all necessary Rules, be suspended, for the purpose of taking up and considering, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 149, A bill to be entitled "An Act applicable in the counties of Mason, Menard, Kerr, Schleicher, Crockett, Sutton, Kimble, Real, Edwards, Blanco, Llano, Kendall, Gillespie, El Paso, Hudspeth, Culberson, Val Verde, Kinney, Maverick, Terrell, Brewster, Harris and Burnet of the State of Texas, requiring a hunting license of any resident citizen of the State hunting in any of said counties with certain exemptions; requiring a fishing license of all persons residing in the State of Texas and fishing in said counties or in any stream forming a part of the boundary line of any of said counties and for such distance as such stream forms a part of the boundary of any of the aforementioned counties; etc., and declaring an emergency."

Question recurring on the motion by Mr. Petsch, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—97

Adkins	Bridgers
Alexander	Brown
Alsup	Callan
Amos	Cauthorn
Anderson	Cleveland
Beckworth	Colquitt
Bell	Davis of Jasper
Blankenship	Davisson
Boethel	of Eastland
Boyer	Deglandon
Bradbury	Derden
Bradford	Dickison

England	McDonald
Farmer	McKee
Felty	Metcalfe
Fielden	Moffett
Fox	Monkhouse
Fuchs	Morris
Graves	Nicholson
Hamilton	Oliver
Hanna	Palmer
Harbin	Patterson of Mills
Harper	Patterson
Harris of Archer	of Travis
Harris of Dallas	Petsch
Harris of Dickens	Pope
Hartzog	Powell
Herzik	Prescott
Holland	Reader
Hoskins	Reed of Dallas
Hyder	Rhodes
Johnson of Ellis	Roark
Johnson	Ross
of Tarrant	Russell
Jones of Angelina	Rutta
Jones of Falls	Sharpe
Jones of Wise	Simpson
Kelt	Skaggs
Kern	Smith
King	of Matagorda
Langdon	Smith of Tarrant
Lanning	Stinson
Lehman	Stocks
Leyendecker	Tennant
Loggins	Tennyson
London	Thornberry
Lucas	Thornton
Mann	Waggoner
Mauritz	Weldon
Mays	Westbrook
McConnell	

Nays—8

Davison of Fisher	Leath
Harrell	McFarland
Heflin	Reed of Bowie
Lankford	Wood

Absent

Baker	Kenyon
Bates	Knetsch
Broadfoot	Leonard
Burton	Little
Carssow	McKinney
Cathey	Morse
Celaya	Quinn
Davis of Haskell	Ragsdale
Dean	Riddle
Dollins	Schuenemann
Donaghey	Sewell
Hankamer	Shell
Howard	Smith of Hopkins
Huddleston	Talbert
Hull	Tarwater
Jones of Atascosa	Vale
Keefe	Winfree
Keith	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Chair then laid the bill before the House, and it was read second time.

Mr. Petsch offered the following amendment to the bill:

Amend House Bill No. 149, by deleting "Harris County" from the provisions of the bill wherever said county is referred to.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 149 was then passed to engrossment.

HOUSE BILL NO. 149 ON THIRD READING

Mr. Petsch moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 149 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98

Adkins	Fox
Alexander	Hamilton
Alsup	Hankamer
Amos	Hanna
Baker	Harbin
Beckworth	Harper
Bell	Harrell
Blankenship	Harris of Archer
Boethel	Harris of Dallas
Boyer	Harris of Dickens
Bradbury	Heflin
Bradford	Herzik
Brown	Holland
Burton	Hoskins
Callan	Howard
Cauthorn	Huddleston
Cleveland	Hyder
Colquitt	Johnson of Ellis
Davis of Jasper	Johnson
Davisson	of Tarrant
of Eastland	Jones of Angelina
Deglandon	Jones of Atascosa
Derden	Jones of Falls
Dickison	Jones of Wise
Dollins	Kelt
Farmer	Kern
Felty	King

Langdon	Petsch
Lanning	Pope
Lehman	Powell
Little	Prescott
Loggins	Quinn
London	Reed of Bowie
Lucas	Reed of Dallas
Mann	Rhodes
Mauritz	Roark
Mays	Ross
McConnell	Russell
McDonald	Rutta
McFarland	Simpson
McKee	Skaggs
Metcalfe	Smith
Moffett	of Matagorda
Monkhouse	Smith of Tarrant
Morris	Stinson
Nicholson	Stocks
Oliver	Thornberry
Palmer	Thornton
Patterson of Mills	Waggoner
Patterson	Weldon
of Travis	Winfree

Nays—10

Davison of Fisher	Sharpe
Fielden	Tennant
Kenyon	Tennyson
Lankford	Westbrook
Leath	Wood

Present—Not Voting

Bridgers

Absent

Anderson	Knetsch
Bates	Leonard
Broadfoot	Leyendecker
Carssow	McKinney
Cathey	Morse
Celava	Ragsdale
Davis of Haskell	Reader
Dean	Riddle
Donaghey	Schuenemann
England	Sewell
Fuchs	Shell
Graves	Smith of Hopkins
Hartzog	Talbert
Hull	Tarwater
Keefe	Vale
Keith	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Chair then laid House Bill No. 149 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—91

Alsup	Lanning
Baker	Leonard
Beil	Leyendecker
Boethel	Little
Boyer	Loggins
Bradbury	London
Bradford	Lucas
Brown	Mauritz
Burton	Mays
Callan	McConnell
Cathey	McDonald
Cauthorn	McFarland
Colquitt	McKee
Davis of Jasper	Metcalfe
Davison of Fisher	Moffett
Davisson	Monkhouse
of Eastland	Morris
Deglandon	Nicholson
Derden	Palmer
Dickison	Patterson of Mills
Dollins	Patterson
England	of Travis
Farmer	Petsch
Fox	Pope
Fuchs	Powell
Hamilton	Prescott
Hankamer	Quinn
Hanna	Reed of Bowie
Harbin	Reed of Dallas
Harper	Rhodes
Harrell	Ross
Harris of Archer	Russell
Harris of Dallas	Rutta
Harris of Dickens	Sharpe
Herzik	Simpson
Hoskins	Skaggs
Howard	Smith
Hyder	of Matagorda
Johnson of Ellis	Smith of Tarrant
Johnson	Stinson
of Tarrant	Stocks
Jones of Angelina	Talbert
Jones of Atascosa	Thornberry
Jones of Falls	Thornton
Jones of Wise	Waggoner
Kelt	Weldon
Kern	Winfree
King	

Nays—18

Amos	Leath
Beckworth	Lehman
Felty	Mann
Fielden	Oliver
Graves	Roark
Heflin	Tennant
Huddleston	Tennyson
Langdon	Westbrook
Lankford	Wood

Present—Not Voting

Bridgers

Absent

Akdins	Keefe
Alexander	Keith
Anderson	Kenyon
Bates	Knetsch
Blankenship	McKinney
Broadfoot	Morse
Carssow	Ragsdale
Celaya	Reader
Cleveland	Riddle
Davis of Haskell	Schuenemann
Dean	Sewell
Donaghey	Shell
Hartzog	Smith of Hopkins
Holland	Tarwater
Hull	Vale

Absent—Excused

Boyd	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

HOUSE BILL NO. 161 ON SECOND
READING

On motion of Mr. Quinn, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 161, A bill to be entitled "An Act to validate elections held to elect seven trustees in independent school districts created by special Act providing for a board of five trustees in such district; providing that the Board of Trustees elected at such elections is hereby constituted the Board of Trustees for such districts; providing that such districts shall hereafter elect seven trustees in accordance with the provisions of the General Law governing the election of seven trustees in independent school districts, under which they are now acting; validating bonds voted by such district but not yet issued and all bonds issued by such districts and now outstanding; etc., and declaring an emergency."

The Chair then laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 161 ON THIRD
READING

Mr. Quinn moved that the constitutional rule, requiring bills to be read

on three several days, be suspended, and that House Bill No. 161 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Akdins	Langdon
Alsup	Lankford
Amos	Lanning
Anderson	Leath
Baker	Lehman
Bates	Leonard
Beckworth	Leyendecker
Bell	Little
Blankenship	Loggins
Boethel	London
Boyer	Lucas
Bradbury	Mann
Bradford	Mays
Bridgers	McConnell
Broadfoot	McDonald
Brown	McFarland
Callan	McKee
Cathey	Metcalfe
Cauthorn	Moffett
Cleveland	Monkhouse
Colquitt	Morris
Davis of Jasper	Nicholson
Davisson	Oliver
of Eastland	Patterson
Deglandon	of Travis
Derden	Petsch
Dickison	Pope
Dollins	Powell
Farmer	Prescott
Felty	Quinn
Fielden	Reader
Fuchs	Reed of Bowie
Graves	Reed of Dallas
Hamilton	Rhodes
Hankamer	Roark
Hanna	Ross
Harbin	Russell
Harrell	Rutta
Harris of Archer	Sharpe
Harris of Dallas	Shell
Harris of Dickens	Simpson
Heflin	Smith
Herzik	of Matagorda
Holland	Smith of Tarrant
Hoskins	Stinson
Howard	Stocks
Huddleston	Talbert
Hyder	Tarwater
Johnson of Ellis	Tennant
Johnson	Tennyson
of Tarrant	Thornberry
Jones of Angelina	Thornton
Jones of Falls	Waggoner
Jones of Wise	Weldon
Kenyon	Westbrook
Kern	Winfree
King	Wood

Absent

Alexander	Keith
Burton	Kelt
Carssow	Knetsch
Celaya	Mauritz
Davis of Haskell	McKinney
Davison of Fisher	Morse
Dean	Palmer
Donaghey	Patterson of Mills
England	Ragsdale
Fox	Riddle
Harper	Schuenemann
Hartzog	Sewell
Hull	Skaggs
Jones of Atascosa	Smith of Hopkins
Keefe	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Chair then laid House Bill No. 161 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—115

Adkins	Fuchs
Alsup	Graves
Amos	Hamilton
Anderson	Hankamer
Baker	Harbin
Bates	Harper
Beckworth	Harrell
Bell	Harris of Archer
Blankenship	Harris of Dallas
Boethel	Harris of Dickens
Boyer	Hartzog
Bradbury	Herzik
Bradford	Holland
Bridgers	Hoskins
Broadfoot	Howard
Brown	Huddleston
Burton	Hyder
Callan	Johnson of Ellis
Cathey	Johnson
Cauthorn	of Tarrant
Cleveland	Jones of Angelina
Colquitt	Jones of Atascosa
Davis of Jasper	Jones of Falls
Davison	Jones of Wise
of Eastland	Kelt
Deglandon	Kern
Derden	King
Dickison	Langdon
Dollins	Lankford
Farmer	Lanning
Felty	Leath
Fielden	Lehman

Leonard	Reader
Leyendecker	Reed of Bowie
Little	Reed of Dallas
Loggins	Rhodes
London	Roark
Lucas	Ross
Mann	Russell
Mauritz	Rutta
Mays	Schuenemann
McConnell	Sharpe
McDonald	Shell
McFarland	Simpson
McKee	Smith
McKinney	of Matagorda
Metcalfe	Smith of Tarrant
Moffett	Stinson
Monkhouse	Stocks
Morris	Talbert
Nicholson	Tennant
Oliver	Tennyson
Palmer	Thornberry
Patterson	Thornton
of Travis	Waggoner
Petsch	Weldon
Pope	Westbrook
Powell	Winfree
Prescott	Wood
Quinn	

Absent

Alexander	Keith
Carssow	Kenyon
Celaya	Knetsch
Davis of Haskell	Morse
Davison of Fisher	Patterson of Mills
Dean	Ragsdale
Donaghey	Riddle
England	Sewell
Fox	Skaggs
Hanna	Smith of Hopkins
Heflin	Tarwater
Hull	Vale
Keefe	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

SENATE BILL NO. 24 ON SECOND READING

On motion of Mr. Reed of Bowie, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to third reading,

S. B. No. 24, A bill to be entitled "An Act fixing the compensation of County Attorneys in certain counties in this State, and declaring an emergency."

The Chair then laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 24 ON THIRD READING

Mr. Reed of Bowie moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 24 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—111

Adkins	Howard
Alsup	Huddleston
Amos	Hyder
Anderson	Johnson of Ellis
Baker	Johnson
Bates	of Tarrant
Beckworth	Jones of Angelina
Bell	Jones of Atascosa
Blankenship	Jones of Falls
Boethel	Jones of Wise
Boyer	Kelt
Bradbury	Kern
Bradford	King
Bridgers	Langdon
Burton	Lankford
Callan	Lanning
Cathey	Leath
Cauthorn	Lehman
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davis of Jasper	London
Davison of Fisher	Lucas
Davisson	Mann
of Eastland	Mays
Deglandon	McDonald
Derden	McFarland
Dickison	McKee
Dollins	Metcalf
England	Moffett
Farmer	Monkhouse
Felty	Morris
Fielden	Morse
Fox	Oliver
Fuchs	Palmer
Graves	Patterson
Hamilton	of Travis
Hankamer	Petsch
Hanna	Pope
Harbin	Powell
Harper	Prescott
Harris of Archer	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas
Hartzog	Rhodes
Heflin	Roark
Holland	Ross
Hoskins	Russell

Rutta	Talbert
Sharpe	Tennant
Shell	Tennyson
Simpson	Thornberry
Skaggs	Thornton
Smith	Weldon
of Matagorda	Westbrook
Smith of Tarrant	Winfree
Stinson	Wood
Stocks	

Present—Not Voting

McConnell

Absent

Alexander	Loggins
Broadfoot	Mauritz
Brown	McKinney
Carssow	Nicholson
Celaya	Patterson of Mills
Dean	Quinn
Donaghey	Ragsdale
Harrell	Riddle
Herzik	Schuenemann
Hull	Sewell
Keefe	Smith of Hopkins
Keith	Tarwater
Kenyon	Vale
Knetsch	Waggoner

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Chair then laid Senate Bill No. 24 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—107

Adkins	Davis of Haskell
Amos	Davison of Fisher
Anderson	Davisson
Baker	of Eastland
Bates	Deglandon
Beckworth	Derden
Bell	Dickison
Blankenship	England
Boethel	Farmer
Boyer	Felty
Bradbury	Fielden
Bradford	Fox
Bridgers	Fuchs
Broadfoot	Graves
Brown	Hamilton
Burton	Hankamer
Callan	Hanna
Cauthorn	Harbin
Cleveland	Harper
Colquitt	Harris of Archer

Harris of Dallas	McFarland
Harris of Dickens	McKee
Hartzog	Metcalfe
Heflin	Moffett
Herzik	Monkhouse
Holland	Morse
Hoskins	Oliver
Howard	Patterson
Huddleston	of Travis
Hyder	Petsch
Johnson of Ellis	Pope
Johnson	Powell
of Tarrant	Prescott
Jones of Angelina	Quinn
Jones of Atascosa	Reader
Jones of Falls	Reed of Bowie
Jones of Wise	Reed of Dallas
Keefe	Rhodes
Kelt	Roark
Kern	Rutta
King	Shell
Knetsch	Simpson
Langdon	Smith
Lanning	of Matagorda
Leath	Stinson
Lehman	Stocks
Leonard	Talbert
Leyendecker	Tennant
Little	Tennyson
Loggins	Thornberry
London	Thornton
Lucas	Weldon
Mann	Westbrook
Mays	Winfree
McConnell	Wood
McDonald	

Nays—8

Alsup	Morris
Davis of Jasper	Russell
Harrell	Sharpe
Lankford	Waggoner

Absent

Alexander	Palmer
Carssow	Patterson of Mills
Cathey	Ragsdale
Celaya	Riddle
Dean	Ross
Dollins	Schuenemann
Donaghey	Sewell
Hull	Skaggs
Keith	Smith of Hopkins
Kenyon	Smith of Tarrant
Mauritz	Tarwater
McKinney	Vale
Nicholson	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

HOUSE BILL NO. 71 WITH
SENATE AMENDMENTS

Mr. Leonard called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 71, A bill to be entitled "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, relative to the compensation and salary to be paid County Auditors in certain counties, and declaring an emergency."

The Chair then laid the bill before the House, with the Senate amendments.

On motion of Mr. Leonard, the House concurred in the Senate amendments by the following vote:

Yeas—117

Adkins	Harbin
Alexander	Harper
Alsup	Harrell
Amos	Harris of Archer
Anderson	Harris of Dallas
Baker	Harris of Dickens
Bates	Hartzog
Beckworth	Heflin
Bell	Herzik
Blankenship	Holland
Boethel	Hoskins
Boyer	Howard
Bradbury	Hyder
Bradford	Johnson of Ellis
Bridgers	Johnson
Brown	of Tarrant
Burton	Jones of Angelina
Callan	Jones of Atascosa
Carssow	Jones of Falls
Cauthorn	Jones of Wise
Celaya	Keefe
Cleveland	Keith
Colquitt	Kelt
Davis of Jasper	Kenyon
Davison of Fisher	Kern
Davisson	King
of Eastland	Langdon
Deglandon	Lankford
Derden	Lanning
Dickison	Leath
Dollins	Lehman
England	Leonard
Farmer	Leyendecker
Felty	Little
Fielden	Loggins
Fox	London
Fuchs	Lucas
Hamilton	Mann
Hankamer	Mays
Hanna	McConnell

McDonald	Ross
McFarland	Russell
McKee	Rutta
McKinney	Schuenemann
Metcalfe	Sharpe
Moffett	Simpson
Monkhouse	Smith
Morris	of Matagorda
Oliver	Stinson
Patterson	Stocks
of Travis	Talbert
Petsch	Tennant
Pope	Tennyson
Powell	Thornberry
Prescott	Thornton
Quinn	Waggoner
Reader	Weldon
Reed of Bowie	Westbrook
Reed of Dallas	Winfree
Rhodes	Wood
Roark	

Absent

Broadfoot	Palmer
Cathey	Patterson of Mills
Davis of Haskell	Ragsdale
Dean	Riddle
Donaghey	Sewell
Graves	Shell
Huddleston	Skaggs
Hull	Smith of Hopkins
Knetsch	Smith of Tarrant
Mauritz	Tarwater
Morse	Vale
Nicholson	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

HOUSE BILL NO. 159 ON SECOND READING

On motion of Mr. Farmer, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 159, A bill to be entitled "An Act authorizing the Old Age Assistance Commission to pay interest on warrants issued against the Texas Old Age Assistance Fund; making an appropriation therefor; restricting the total amount to be paid on account of any warrant issued for a given month; prescribing the powers and duties of certain State officials in reference thereto; prescribing the maximum rate of interest to be paid; providing that the author-

ity conferred in this Act shall not be limited by the provisions of Section 6 of Chapter 472, Acts of the Second Called Session of the Forty-fourth Legislature; making available appropriation made in Chapter 472 of the Acts of the Second Called Session of the Forty-fourth Legislature for the purposes of this Act until the appropriation made in House Bill No. 23 of this Second Called Session of the Forty-fifth Legislature becomes available, and re-appropriating any unexpended balances of said appropriation for the fiscal year ending August 31, 1939, and limiting the amount of warrants to be issued hereunder to not more than Three Million (\$3,000,000.00) Dollars and further providing that no such warrants on which interest is to be paid shall be issued after March 1, 1938; making this Act cumulative of other laws but providing that it shall take precedence over any law in conflict herewith, and declaring an emergency."

The Chair then laid the bill before the House, and it was read second time.

(Speaker in the Chair.)

House Bill No. 159 was then passed to engrossment.

HOUSE BILL NO. 159 ON THIRD READING

Mr. Farmer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 159 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adkins	Carsow
Alsup	Cauthorn
Amos	Celaya
Anderson	Cleveland
Baker	Colquitt
Bates	Davis of Haskell
Beckworth	Davis of Jasper
Bell	Davison of Fisher
Blankenship	Davisson
Boethel	of Eastland
Boyer	Deglandon
Bradbury	Derden
Bradford	Dickison
Bridgers	Dollins
Broadfoot	England
Brown	Farmer
Burton	Felty
Callan	Fielden

Fuchs	McFarland
Graves	McKee
Hamilton	Metcalfe
Hankamer	Moffett
Hanna	Monkhouse
Harbin	Morris
Harper	Oliver
Harrell	Palmer
Harris of Archer	Patterson
Harris of Dallas	of Travis
Harris of Dickens	Petsch
Hartzog	Pope
Heflin	Powell
Herzik	Prescott
Holland	Quinn
Hoskins	Ragsdale
Howard	Reader
Huddleston	Reed of Bowie
Hull	Reed of Dallas
Hyder	Rhodes
Johnson	Roark
of Tarrant	Ross
Jones of Angelina	Russell
Jones of Atascosa	Rutta
Jones of Falls	Schuenemann
Jones of Wise	Sharpe
Keefe	Shell
Kelt	Simpson
Kern	Skaggs
King	Smith
Langdon	of Matagorda
Lankford	Smith of Tarrant
Lanning	Stinson
Leath	Stocks
Lehman	Talbert
Leonard	Tarwater
Leyendecker	Tennant
Little	Tennyson
Loggins	Thornberry
London	Thornton
Lucas	Waggoner
Mann	Weldon
Mauritz	Westbrook
Mays	Winfree
McConnell	Wood
McDonald	

Nays—2

Fox

Keith

Absent

Alexander	Morse
Cathey	Nicholson
Dean	Patterson of Mills
Donaghey	Riddle
Johnson of Ellis	Sewell
Kenyon	Smith of Hopkins
Knetsch	Vale
McKinney	

Absent—Excused

Bond	Hardin
Cagle	Jackson
Gibson	Newton

Settle	Worley
Stevenson	

The Speaker then laid House Bill No. 159 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—122

Adkins	Johnson
Alsup	of Tarrant
Amos	Jones of Angelina
Anderson	Jones of Atascosa
Baker	Jones of Falls
Bates	Jones of Wise
Beckworth	Keefe
Bell	Kelt
Blankenship	Kenyon
Boethel	Kern
Boyer	King
Bradbury	Langdon
Bradford	Lankford
Bridgers	Lanning
Broadfoot	Leath
Brown	Lehman
Burton	Leonard
Callan	Leyendecker
Carssow	Little
Cathey	Loggins
Cauthorn	London
Cleveland	Lucas
Colquitt	Mann
Davis of Jasper	Mays
Davison of Fisher	McConnell
Davisson	McDonald
of Eastland	McFarland
Deglandon	McKee
Derden	Metcalfe
Dickison	Moffett
Dollins	Monkhouse
England	Morris
Farmer	Oliver
Felty	Palmer
Fielden	Patterson
Fuchs	of Travis
Graves	Petsch
Hamilton	Pope
Hankamer	Powell
Hanna	Prescott
Harbin	Quinn
Harper	Ragsdale
Harrell	Reader
Harris of Archer	Reed of Bowie
Harris of Dallas	Reed of Dallas
Harris of Dickens	Rhodes
Hartzog	Roark
Heflin	Ross
Herzik	Russell
Holland	Rutta
Hoskins	Schuenemann
Howard	Sharpe
Huddleston	Shell
Hull	Simpson
Hyder	Skaggs

Smith	Tennyson
of Matagorda	Thornberry
Smith of Tarrant	Thornton
Stinson	Waggoner
Stocks	Weldon
Talbert	Westbrook
Tarwater	Winfree
Tennant	Wood

Nays—2

Fox	Keith
-----	-------

Absent

Alexander	McKinney
Celaya	Morse
Davis of Haskell	Nicholson
Dean	Patterson of Mills
Donaghey	Riddle
Johnson of Ellis	Sewell
Knetsch	Smith of Hopkins
Mauritz	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

Mr. Farmer moved to reconsider the vote by which House Bill No. 159 was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 93 ON SECOND READING

On motion of Mr. Bell, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 93, A bill to be entitled "An Act amending Section 10a of Article II of Chapter 467, Acts of Forty-fourth Legislature, Second Called Session; as amended by Senate Bill No. 20, Acts of the Forty-fifth Legislature, First Called Session, by providing for a local option election for each county to determine whether or not upon the payment of a One Dollar fee any holder of a retail dealer's license or a wine and beer retailer's permit shall be issued a supplementary license authorizing him to sell such beverages during any hour of the day and subject to no restrictions as to the amount of food or other commodities for human consumption sold by such licensee; repealing all

laws or parts of laws in conflict herewith, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. McConnell raised a point of order, on further consideration of the bill, at this time, on the ground that the bill contains subject matter not submitted by the Governor.

The Speaker sustained the point of order.

HOUSE BILL NO. 148 ON SECOND READING

On motion of Mr. Felty, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 148, A bill to be entitled "An Act amending Section 19 (f) of Article 3912e, and being Acts of the Second Called Session of the Forty-fourth Legislature, Chapter 465, page 1762, to make adequate provision for the compensation of Court Reporters appointed by the District or Criminal District Attorney in any county having a population in excess of one hundred ninety thousand (190,000), according to the last preceding Federal Census, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Dickison offered the following amendment to the bill:

Amend House Bill No. 148, by striking out everything below the enacting clause and inserting in lieu thereof the following:

"Section 1. That Section 19 (f) of Article 3912e, also known as Section 19 (f) of Acts of the Second Called Session of the Forty-fourth Legislature, Chapter 465, page 1762, be and the same is hereby amended so that the same hereafter shall read as follows:

(f) The district attorney or criminal district attorney shall be authorized to appoint nine (9) assistants and fix their salaries at a rate not to exceed the following amounts: two (2) of said assistants, Four Thousand Five Hundred (\$4,500.00) Dollars per annum each; two (2) of said assistants Four Thousand Two Hundred (\$4,200.00) Dollars per annum

each; one (1) of said assistants, Three Thousand Six Hundred (\$3,600.00) Dollars per annum; one (1) of said assistants, Three Thousand (\$3,000.00) Dollars per annum; and three (3) of said assistants, Two Thousand Seven Hundred (\$2,700.00) Dollars per annum each. He may employ three investigators and fix their salaries at not to exceed Two Thousand Four Hundred (\$2,400.00) Dollars per annum each. He may employ two (2) court reporters and fix their salaries at not to exceed Two Thousand Two Hundred Eighty (\$2,280.00) Dollars per annum each. He may employ one (1) combination stenographer and accountant and fix his salary at not to exceed Two Thousand One Hundred (\$2,100.00) Dollars per annum. He may employ one (1) stenographer and fix his salary at not to exceed One Thousand Eight Hundred (\$1,800.00) Dollars per annum. He may employ one (1) chief civil clerk and fix his salary at not to exceed Two Thousand One Hundred (\$2,100.00) Dollars per annum. He may employ two (2) abstractors and fix their salaries as follows: One (1) of said abstractors at not to exceed Two Thousand One Hundred (\$2,100.00) Dollars per annum, and the other abstractor at not to exceed One Thousand Eight Hundred (\$1,800.00) Dollars per annum. All such salaries above mentioned shall be payable from the Officers' Salary Fund, if adequate. If inadequate, the Commissioners' Court shall transfer the necessary funds from the General Fund of the county to the Officers' Salary Fund.

In all counties in this State containing a population of not less than two hundred ninety thousand (290,000) nor more than three hundred twenty thousand (320,000) according to the last preceding Federal Census, the district attorney or criminal district attorney shall be authorized to employ two court reporters and fix their salaries as follows: one (1) of said court reporters at a salary not to exceed Three Thousand (\$3,000.00) Dollars per annum, and one (1) of said court reporters at a salary not to exceed Twenty Seven Hundred (\$2,700.00) Dollars per annum.

Should a district or criminal district attorney be of the opinion that the number of assistants, stenographers, investigators, or other employees above provided for is not adequate for the proper investigation and

prosecution of crime, and the efficient performance of the duties of his office, with the advice and consent of the Commissioners' Court he may appoint additional assistants and employees as hereinafter limited and fix their salaries as follows: One (1) additional assistant to receive a salary not to exceed Four Thousand Two Hundred Fifty (\$4,250.00) Dollars per annum; one (1) additional assistant or employee to receive a salary not to exceed Three Thousand Six Hundred (\$3,600.00) Dollars per annum; one (1) additional assistant to receive a salary not to exceed Three Thousand (\$3,000.00) Dollars per annum; and two (2) additional assistants to receive a salary not to exceed Two Thousand Seven Hundred (\$2,700.00) Dollars per annum each. He may employ one (1) additional court reporter and fix his salary at a rate not to exceed Two Thousand One Hundred Sixty (\$2,160.00) Dollars per annum. He may employ one (1) stenographer and fix his salary at a rate not to exceed One Thousand Five Hundred (\$1,500.00) Dollars per annum. He may employ one (1) civil clerk and fix his salary at a rate not to exceed One Thousand Five Hundred (\$1,500.00) Dollars per annum. He may employ one information clerk and fix his salary at a rate not to exceed Nine Hundred (\$900.00) Dollars per annum, but such additional assistants or employees so appointed, before qualifying and entering upon the duties of such office and employment, shall be approved as to number and salaries by the Commissioners' Court of the county in which such appointments are made, these salaries being payable from the Officers' Salary Fund, if adequate. If inadequate, the Commissioners' Court shall transfer the necessary funds from the General Fund of the county to the Officers' Salary Fund. In addition to the salary herein provided for investigators for district attorneys and criminal district attorneys, each of such investigators shall be allowed a sum not to exceed Fifty (\$50.00) Dollars per month for repair and maintenance expense of an automobile used by said investigator in the investigation of crime, said allowances to be paid monthly by such county by warrant drawn upon said Officers' Salary Fund upon the written claim of such investigator showing that said automobile was in official use, and such

claim shall bear the approval of the district attorney before being paid.

Section 2. The fact that Subsection f of Section 19, Acts, 1935, of Second Called Session of Forty-fourth Legislature, page 1762, Chapter 465, makes insufficient provision for the proper enforcement of the law in counties having a population not less than 290,000 nor more than 320,000 inhabitants according to the last preceding Federal Census, by failing to provide for adequate compensation for the court reporters appointed by the District Attorney or Criminal District Attorney in any such county creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 148 was then passed to engrossment.

HOUSE BILL NO. 148 ON THIRD READING

Mr. Felty moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 148 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—120

Adkins	Celaya
Alexander	Cleveland
Alsup	Colquitt
Amos	Davis of Haskell
Anderson	Davison of Fisher
Baker	Dean
Beckworth	Deglandon
Bell	Derden
Blankenship	Dickison
Boethel	Dollins
Boyer	Felty
Bradbury	Fielden
Bradford	Fox
Bridgers	Fuchs
Broadfoot	Graves
Brown	Hamilton
Burton	Hankamer
Callan	Hanna
Carssow	Harbin
Cauthorn	Harper

Harrell	Metcalfe
Harris of Archer	Moffett
Harris of Dallas	Monkhouse
Harris of Dickens	Morris
Hartzog	Morse
Heflin	Nicholson
Herzik	Oliver
Holland	Patterson
Hoskins	of Travis
Howard	Pope
Huddleston	Powell
Hull	Quinn
Hyder	Reader
Johnson of Ellis	Reed of Dallas
Johnson	Rhodes
of Tarrant	Roark
Jones of Angelina	Ross
Jones of Atascosa	Russell
Jones of Falls	Rutta
Jones of Wise	Schuenemann
Keefe	Sharpe
Kelt	Shell
Kenyon	Simpson
Kern	Skaggs
King	Smith of Hopkins
Langdon	Smith
Lanning	of Matagorda
Leath	Smith of Tarrant
Lehman	Stinson
Leonard	Stocks
Leyendecker	Talbert
Little	Tarwater
Loggins	Tennant
London	Tennyson
Lucas	Thornberry
Mann	Thornton
Mays	Waggoner
McConnell	Weldon
McDonald	Westbrook
McFarland	Winfree
McKee	Wood
McKinney	

Nays—3

Knetsch	Reed of Bowie
Lankford	

Absent

Bates	Mauritz
Cathey	Palmer
Davis of Jasper	Patterson of Mills
Davisson	Petsch
of Eastland	Prescott
Donaghey	Ragsdale
England	Riddle
Farmer	Sewell
Keith	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Speaker then laid House Bill No. 148 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—121

Akdins	Jones of Angelina
Alexander	Jones of Atascosa
Alsup	Jones of Falls
Amos	Jones of Wise
Anderson	Keefe
Baker	Kelt
Beckworth	Kenyon
Bell	Kern
Boethel	King
Boyer	Knetsch
Bradbury	Langdon
Bradford	Lanning
Bridgers	Leath
Broadfoot	Lehman
Burton	Leonard
Callan	Leyendecker
Carssow	Little
Cauthorn	Loggins
Celaya	London
Cleveland	Lucas
Colquitt	Mann
Davis of Haskell	Mauritz
Davison of Fisher	Mays
Davisson	McConnell
of Eastland	McDonald
Dean	McFarland
Deglandon	McKee
Derden	Metcalfe
Dickison	Moffett
Dollins	Monkhouse
Farmer	Morris
Felty	Morse
Fielden	Nicholson
Fox	Oliver
Fuchs	Patterson
Graves	of Travis
Hamilton	Pope
Hankamer	Powell
Hanna	Prescott
Harbin	Quinn
Harper	Reader
Harrell	Reed of Dallas
Harris of Archer	Rhodes
Harris of Dallas	Roark
Harris of Dickens	Ross
Hartzog	Russell
Heflin	Rutta
Herzik	Schuenemann
Holland	Sharpe
Hoskins	Shell
Howard	Simpson
Huddleston	Skaggs
Hull	Smith of Hopkins
Hyder	Smith
Johnson of Ellis	of Matagorda
Johnson	Stinson
of Tarrant	Stocks

Talbert
Tarwater
Tennant
Tennyson
Thornberry
Thornton

Waggoner
Weldon
Westbrook
Winfree
Wood

Nays—2

Lankford

Reed of Bowie

Absent

Bates	Palmer
Blankenship	Patterson of Mills
Brown	Petsch
Cathey	Ragsdale
Davis of Jasper	Riddle
Donaghey	Sewell
England	Smith of Tarrant
Keith	Vale
McKinney	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

SENATE BILL NO. 9 ON SECOND READING

On motion of Mr. Wood, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to third reading,

S. B. No. 9, A bill to be entitled "An Act authorizing County Commissioners' Court to lease or rent office space for the purpose of aiding and cooperating with the agencies of the State and Federal governments engaged in the administration of relief of the unemployed and needy people in the State of Texas, and to pay the regular monthly utility bills for such offices, such as lights, gas and water; to pay for such leases, rentals and utilities out of the County General Fund when in the opinion of a majority of the Commissioners' Court such is essential to a proper administration of such agencies of either the State or Federal governments; providing for the validation of all actions, proceedings, orders and contracts for such rental, lease or utility bills heretofore made by any County Commissioners' Courts; providing that if any part in this Act shall ever be held unconstitutional, such holding shall not affect the validity of the remaining por-

tions of the Act, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Wood offered the following amendment to the bill:

Amend Senate Bill No. 9, by adding the following: "After the word Courts in line 1 of Section 1; 'and the City Commission of any incorporated town within said county.'"

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 9 was then passed to third reading.

SENATE BILL NO. 9 ON THIRD READING

Mr. Wood moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—122

Adkins	England
Alexander	Farmer
Alsup	Felty
Amos	Fielden
Anderson	Fox
Baker	Graves
Beckworth	Hamilton
Bell	Hankamer
Blankenship	Hanna
Boethel	Harper
Boyer	Harrell
Bradbury	Harris of Archer
Bradford	Harris of Dallas
Bridgers	Harris of Dickens
Broadfoot	Hartzog
Brown	Heflin
Burton	Herzik
Callan	Holland
Carssow	Hoskins
Cathey	Howard
Canthorn	Hull
Cleveland	Hyder
Colquitt	Johnson of Ellis
Davis of Haskell	Johnson
Davison of Fisher	of Tarrant
Davisson	Jones of Angelina
of Eastland	Jones of Atascosa
Deglandon	Jones of Falls
Derden	Jones of Wise
Dickson	Keefe
Dollins	Kelt

Kenyon
Kern
King
Knetsch
Langdon
Lankford
Lanning
Leath
Lehman
Leonard
Leyendecker
Little
Loggins
London
Lucas
Mann
Mauritz
Mays
McConnell
McDonald
McKee
McKinney
Metcalf
Moffett
Monkhouse
Morris
Morse
Nicholson
Oliver
Patterson
of Travis
Petsch

Powell
Prescott
Quinn
Ragsdale
Reader
Reed of Dallas
Rhodes
Roark
Ross
Russell
Rutta
Schuenemann
Sharpe
Shell
Simpson
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stinson
Stocks
Talbert
Tarwater
Tennant
Tennyson
Thornberry
Thornton
Waggoner
Weldon
Westbrook
Winfree
Wood

Absent

Bates	McFarland
Celaya	Palmer
Davis of Jasper	Patterson of Mills
Dean	Pope
Donaghey	Reed of Bowie
Fuchs	Riddle
Harbin	Sewell
Huddleston	Skaggs
Keith	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Speaker then laid Senate Bill No. 9 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—120

Adkins	Baker
Alexander	Beckworth
Alsup	Bell
Amos	Blankenship
Anderson	Boethel

Boyer	Lehman
Bradford	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown	Loggins
Burton	London
Callan	Lucas
Carssow	Mauritz
Cathey	Mays
Cauthorn	McConnell
Cleveland	McDonald
Colquitt	McFarland
Davis of Haskell	McKee
Davis of Jasper	Metcalfe
Davison of Fisher	Moffett
Davisson	Monkhouse
of Eastland	Morris
Deglandon	Morse
Derden	Oliver
Dickison	Palmer
Dollins	Patterson
Felty	of Travis
Fielden	Petsch
Fox	Pope
Fuchs	Powell
Graves	Prescott
Hamilton	Quinn
Hankamer	Ragsdale
Hanna	Reed of Bowie
Harbin	Reed of Dallas
Harper	Rhodes
Harrell	Roark
Harris of Dallas	Ross
Hartzog	Russell
Heflin	Rutta
Herzik	Schuenemann
Holland	Sharpe
Hoskins	Shell
Howard	Simpson
Hyder	Skaggs
Johnson of Ellis	Smith of Hopkins
Johnson	Smith
of Tarrant	of Matagorda
Jones of Angelina	Smith of Tarrant
Jones of Atascosa	Stinson
Jones of Falls	Stocks
Jones of Wise	Talbert
Keefe	Tarwater
Kelt	Tennant
Kenyon	Tennyson
Kern	Thornberry
King	Thornton
Knetsch	Waggoner
Langdon	Weldon
Lankford	Westbrook
Lanning	Winfree
Leath	Wood
Absent	
Bates	Farmer
Bradbury	Harris of Archer
Celaya	Harris of Dickens
Dean	Huddleston
Donaghey	Hull
England	Keith

Mann	Reader
McKinney	Riddle
Nicholson	Sewell
Patterson of Mills	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

HOUSE BILL NO. 146 ON SECOND READING

On motion of Mr. Graves, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 146, A bill to be entitled "An Act authorizing the Director of the Cigarette Tax Division of the State Comptroller's Department to designate a personal representative as supervisor of the printing and manufacturing of cigarette tax stamps; relieving the Director of the Cigarette Tax Division of the burdens of the personal supervision imposed by Section 30 of House Bill No. 755, Acts, Forty-fourth Legislature; authorizing the designation by the Director of the Cigarette Tax Division to the Stamp Tax Board of a personal representative of the Director; the employment of such representative by the Stamp Tax Board; and providing for the payment of services to be rendered by such personal representative, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Graves offered the following committee amendment to the bill:

Amend House Bill No. 146, by striking out after the word "appropriated" in line 17, Section 1, all of the balance of said Section 1 and insert in lieu thereof the following:

"by the General Departmental Appropriation Bill at the Regular Session of the Forty-fifth Legislature to the State Treasurer to be expended by the Tax Stamp Board for the designing and manufacturing of cigarette tax stamps, etchings, dies, etc."

The amendment was adopted.

House Bill No. 146 was then passed to engrossment.

HOUSE BILL NO. 146 ON THIRD
READING

Mr. Graves moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 146 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—124

Adkins	Huddleston
Alexander	Hull
Alsup	Hyder
Amos	Johnson of Ellis
Anderson	Johnson
Baker	of Tarrant
Bates	Jones of Angelina
Beckworth	Jones of Atascosa
Bell	Jones of Falls
Blankenship	Jones of Wise
Boethel	Keefe
Boyer	Kelt
Bradbury	Kenyon
Bradford	Kern
Bridgers	King
Brown	Knetsch
Burton	Langdon
Callan	Lankford
Carssow	Lanning
Cathey	Leath
Cauthorn	Lehman
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davis of Jasper	London
Davison of Fisher	Lucas
Davisson	Mauritz
of Eastland	Mays
Deglandon	McConnell
Derden	McDonald
Dickison	McFarland
Dollins	McKee
England	Metcalfe
Felty	Moffett
Fielden	Monkhouse
Fox	Morris
Fuchs	Morse
Graves	Nicholson
Hamilton	Oliver
Hankamer	Patterson
Hanna	of Travis
Harper	Petsch
Harrell	Pope
Harris of Archer	Powell
Harris of Dallas	Prescott
Harris of Dickens	Quinn
Hartzog	Ragsdale
Heflin	Reed of Bowie
Herzik	Reed of Dallas
Holland	Rhodes
Hoskins	Roark
Howard	Ross

Russell	Stocks
Rutta	Talbert
Schuenemann	Tarwater
Sharpe	Tennant
Shell	Tennyson
Simpson	Thornberry
Skaggs	Thornton
Smith of Hopkins	Waggoner
Smith	Weldon
of Matagorda	Westbrook
Smith of Tarrant	Winfree
Stinson	Wood

Absent

Broadfoot	Mann
Celaya	McKinney
Dean	Palmer
Donaghey	Patterson of Mills
Farmer	Reader
Harbin	Riddle
Keith	Sewell
Loggins	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

The Speaker then laid House Bill No. 146 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—127

Akdins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Derden
Anderson	Dickison
Baker	Dollins
Bates	England
Beckworth	Farmer
Bell	Felty
Blankenship	Fielden
Boethel	Fox
Boyer	Fuchs
Bradbury	Graves
Bradford	Hamilton
Bridgers	Hankamer
Brown	Hanna
Burton	Harbin
Callan	Harper
Carssow	Harrell
Cathey	Harris of Archer
Cauthorn	Harris of Dallas
Cleveland	Harris of Dickens
Colquitt	Hartzog
Davis of Haskell	Heflin
Davis of Jasper	Herzik
Davison of Fisher	Holland

Hoskins	Morse
Howard	Oliver
Huddleston	Patterson
Hull	of Travis
Hyder	Petsch
Johnson of Ellis	Pope
Johnson	Powell
of Tarrant	Prescott
Jones of Angelina	Quinn
Jones of Atascosa	Ragsdale
Jones of Falls	Reader
Jones of Wise	Reed of Bowie
Keefe	Reed of Dallas
Kelt	Rhodes
Kenyon	Roark
Kern	Ross
King	Russell
Knetsch	Rutta
Langdon	Schuenemann
Lankford	Sharpe
Lanning	Shell
Leath	Simpson
Lehman	Skaggs
Leonard	Smith
Leyendecker	of Matagorda
Little	Smith of Tarrant
Loggins	Stinson
London	Stocks
Lucas	Talbert
Mann	Tarwater
Mauritz	Tennant
Mays	Tennyson
McConnell	Thornberry
McDonald	Thornton
McFarland	Waggoner
McKee	Weldon
Metcalfe	Westbrook
Moffett	Winfree
Monkhouse	Wood
Morris	

Absent

Broadfoot	Palmer
Celaya	Patterson of Mills
Dean	Riddle
Donaghey	Sewell
Keith	Smith of Hopkins
McKinney	Vale
Nicholson	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Hardin	Worley
Jackson	

SENATE BILL NO. 26 ON SECOND READING

Mr. Prescott moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 26 be placed on its second reading and

passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adkins	Kern
Alexander	King
Alsup	Knetsch
Amos	Langdon
Anderson	Lankford
Baker	Lanning
Bates	Leath
Beckworth	Lehman
Bell	Leonard
Blankenship	Leyendecker
Boethel	Little
Boyer	Loggins
Bridgers	London
Brown	Lucas
Burton	Mann
Callan	Mauritz
Cathey	Mays
Cauthorn	McFarland
Cleveland	McKee
Colquitt	Metcalfe
Davis of Jasper	Moffett
Davison of Fisher	Monkhouse
Davisson	Morris
of Eastland	Morse
Deglandon	Oliver
Derden	Palmer
Dickison	Patterson
Dollins	of Travis
England	Petsch
Farmer	Pope
Fielden	Powell
Fox	Prescott
Fuchs	Quinn
Graves	Ragsdale
Hamilton	Reader
Hankamer	Reed of Bowie
Hanna	Reed of Dallas
Harper	Rhodes
Harrell	Roark
Harris of Archer	Ross
Harris of Dallas	Russell
Harris of Dickens	Rutta
Heflin	Schuenemann
Herzik	Sharpe
Holland	Shell
Hoskins	Simpson
Howard	Skaggs
Huddleston	Smith of Hopkins
Hyder	Smith
Johnson of Ellis	of Matagorda
Johnson	Smith of Tarrant
of Tarrant	Stocks
Jones of Angelina	Talbert
Jones of Atascosa	Tarwater
Jones of Falls	Tennant
Jones of Wise	Thornberry
Keefe	Thornton
Kelt	Waggoner

Weldon Winfree
Westbrook Wood
Present—Not Voting

McConnell

Absent

Bradbury Hull
Bradford Keith
Broadfoot McDonald
Carssow McKinney
Celaya Nicholson
Davis of Haskell Patterson of Mills
Dean Riddle
Donaghey Sewell
Felty Stinson
Harbin Tennyson
Hartzog Vale

Absent—Excused

Bond Kenyon
Cagle Newton
Gibson Settle
Hardin Stevenson
Jackson Worley

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 26, A bill to be entitled "An Act authorizing cities and towns to make contracts with water improvement and water control and improvement districts deriving their powers under Article XVI, Section 59, of the Constitution for water supply, fixing the maximum term of such contracts, limiting the liabilities of cities and towns under such contracts, making an election in such cities and towns a prerequisite to the making of such contracts; etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 26 ON THIRD READING

The Speaker then laid Senate Bill No. 26 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—116

Adkins Bell
Alexander Boethel
Alsup Boyer
Amos Bridgers
Anderson Brown
Baker Burton
Bates Callan
Beckworth Cathey

Cauthorn London
Celaya Lucas
Cleveland Mann
Colquitt Mauritz
Davis of Haskell Mays
Davis of Jasper McConnell
Davison of Fisher McDonald
Davisson McFarland
of Eastland McKee
Deglandon Metcalfe
Derden Moffett
Dickison Monkhouse
Dollins Morris
England Morse
Farmer Oliver
Felty Palmer
Fielden Patterson
Fox of Travis
Hamilton Pope
Hankamer Powell
Hanna Prescott
Harper Quinn
Harrell Ragsdale
Harris of Archer Reader
Harris of Dallas Reed of Bowie
Harris of Dickens Reed of Dallas
Heflin Rhodes
Herzik Roark
Howard Ross
Huddleston Russell
Hull Rutta
Hyder Schuenemann
Johnson of Ellis Sharpe
Johnson Simpson
of Tarrant Skaggs
Jones of Angelina Smith of Hopkins
Jones of Falls Smith
Jones of Wise of Matagorda
Keefe Smith of Tarrant
Kelt Stinson
Kern Stocks
King Talbert
Knetsch Tarwater
Langdon Tennant
Lankford Tennyson
Lanning Thornberry
Leath Thornton
Lehman Waggoner
Leonard Weldon
Leyendecker Westbrook
Little Winfree
Loggins Wood

Absent

Blankenship Hartzog
Bradbury Holland
Bradford Hoskins
Broadfoot Jones of Atascosa
Carssow Keith
Dean McKinney
Donaghey Nicholson
Fuchs Patterson of Mills
Graves Petsch
Harbin Riddle

Sewell
Shell

Vale

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

SENATE BILL NO. 12 ON SECOND
READING

On motion of Mr. Colquitt, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to third reading,

S. B. No. 12, A bill to be entitled "An Act providing that in counties having a population of thirty-seven thousand five hundred and one (37,501) and not more than sixty thousand (60,000) according to the last preceding Federal Census, the County Judge may appoint a court stenographer to be called and known as the official County Court Reporter of the County Court; to define and prescribe the duties of such court reporter, and fix the compensation and tenure of office; prescribing the fund from which the salary is to be paid, and prescribing the taxing of costs in civil suits in which answer is filed, and declaring an emergency."

The Speaker then laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 12 ON THIRD
READING

Mr. Colquitt moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adkins	Bridgers
Alsup	Broadfoot
Amos	Brown
Anderson	Burton
Baker	Callan
Bates	Carssow
Beckworth	Cathey
Bell	Cauthorn
Blankenship	Celaya
Boethel	Cleveland
Boyer	Colquitt

Davis of Haskell
Davis of Jasper
Davison of Fisher
Davisson
of Eastland
Deglandon
Derden
Dickison
Dollins
England
Farmer
Felty
Fielden
Fox
Fuchs
Graves
Hamilton
Hankamer
Hanna
Hardin
Harper
Harrell
Harris of Archer
Harris of Dallas
Harris of Dickens
Hartzog
Heflin
Herzik
Holland
Hoskins
Howard
Huddleston
Hull
Hyder
Johnson of Ellis
Johnson
of Tarrant
Jones of Angelina
Jones of Falls
Jones of Wise
Keefe
Keith
Kelt
Kern
King
Knetsch
Langdon
Lanning
Leath
Lehman
Leonard
Leyendecker
Little

Loggins
London
Lucas
Mann
Mauritz
Mays
McConnell
McDonald
McFarland
McKee
McKinney
Metcalfe
Moffett
Monkhouse
Morris
Morse
Oliver
Palmer
Patterson of Mills
Patterson
of Travis
Petsch
Pope
Powell
Prescott
Quinn
Ragsdale
Reader
Reed of Bowie
Reed of Dallas
Rhodes
Roark
Russell
Rutta
Schuenemann
Simpson
Skaggs
Smith
of Matagorda
Smith of Tarrant
Stinson
Stocks
Talbert
Tarwater
Tennant
Tennyson
Thornberry
Thornton
Waggoner
Weldon
Winfree
Wood

Nays—1

Lankford

Absent

Alexander	Riddle
Bradbury	Ross
Bradford	Sewell
Dean	Sharpe
Donaghey	Shell
Harbin	Smith of Hopkins
Jones of Atascosa	Vale
Nicholson	Westbrook

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Jackson	Worley
Kenyon	

The Speaker then laid Senate Bill No. 12 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—116

Adkins	Jones of Angelina
Alsup	Jones of Atascosa
Amos	Jones of Falls
Anderson	Jones of Wise
Baker	Keefe
Bates	Keith
Beckworth	Kelt
Bell	Kern
Blankenship	King
Boethel	Knetsch
Boyer	Langdon
Bridgers	Lanning
Brown	Leath
Burton	Lehman
Callan	Leonard
Cauthorn	Leyendecker
Celaya	Little
Cleveland	Loggins
Colquitt	London
Davis of Haskell	Lucas
Davis of Jasper	Mann
Davison of Fisher	Mauritz
Davisson	Mays
of Eastland	McConnell
Dean	McDonald
Deglandon	McFarland
Derden	McKee
Dickison	Metcalf
Dollins	Moffett
England	Monkhouse
Felty	Morris
Fox	Morse
Fuchs	Palmer
Graves	Patterson of Mills
Hamilton	Patterson
Hankamer	of Travis
Hanna	Petsch
Hardin	Pope
Harper	Powell
Harris of Dallas	Prescott
Harris of Dickens	Quinn
Heflin	Ragsdale
Herzik	Reader
Holland	Reed of Bowie
Hoskins	Reed of Dallas
Howard	Rhodes
Huddleston	Roark
Johnson of Ellis	Ross
Johnson	Russell
of Tarrant	Rutta

Schuenemann	Tarwater
Sharpe	Tennant
Shell	Tennyson
Simpson	Thornberry
Skaggs	Thornton
Smith	Waggoner
of Matagorda	Weldon
Smith of Tarrant	Westbrook
Stocks	Winfree
Talbert	Wood

Nays—1

Lankford

Absent

Alexander	Hartzog
Bradbury	Hull
Bradford	Hyder
Broadfoot	McKinney
Carssow	Nicholson
Cathey	Oliver
Donaghey	Riddle
Farmer	Sewell
Fielden	Smith of Hopkins
Harbin	Stinson
Harrell	Vale
Harris of Archer	

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Stevenson
Jackson	Worley
Kenyon	

HOUSE BILL NO. 141 ON SECOND READING

On motion of Mr. Hanna, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 141, A bill to be entitled "An Act to amend House Bill No. 463, Acts of the Forty-fifth Legislature of Texas, Regular Session, 1937, by amending Section 7 (a) thereof so as to provide that all eligible obligations on or after January 1, 1938, shall participate in the funds on hand and coming into the County and Road District Highway Fund to the extent of the total amount thereof expended upon State highways less the amount thereof theretofore paid by the State of Texas out of such funds; expressly repealing Senate Bill No. 450, Acts of the Forty-fifth Legislature of Texas, Regular Session, 1937; providing that this Act shall take effect on January 1, 1938; re-

pealing all laws in conflict herewith, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Hanna offered the following amendment to the bill:

Amend House Bill No. 141, page 2, line 6 as follows:

Insert before the word "each" in line 6 the following: "The amount due on". And add after the word "obligation" in line 7, "on January 1, 1933".

HANNA,
TARWATER,
MAURITZ,
McKINNEY,
PETSCH.

The amendment was adopted.

Mr. Hanna offered the following amendment to the bill:

Amend House Bill No. 141, between lines 13 and 14 on page 2, by adding new paragraph, to-wit:

"Provided that, if in any future year after the passage of this Act, the Board finds that it will have any surplus of monies not otherwise appropriated, and over and above the amount required to carry out the full purpose of this Act, such surplus funds, if any, shall be deposited with the State Treasury to the credit of the State Highway Fund."

HANNA,
PETSCH,
MAURITZ.

Mr. McKee offered the following amendment to the amendment by Mr. Hanna:

Amend Hanna amendment, by adding thereto the following: "All accumulated surplus funds on hand as of Aug. 31, 1937, are hereby appropriated for the purposes of this Act, for the benefit of the payment of present outstanding eligible bonds."

McKEE,
LUCAS.

The amendment to the amendment was adopted.

The amendment, as amended, was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 141 was then passed to engrossment.

HOUSE BILL NO. 141 ON THIRD READING

Mr. Hanna moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 141 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adkins	Johnson
Alexander	of Tarrant
Amos	Jones of Angelina
Anderson	Jones of Atascosa
Baker	Jones of Falls
Bates	Jones of Wise
Beckworth	Keefe
Bell	Keith
Blankenship	Kelt
Boethel	Kern
Boyer	King
Bridgers	Knetsch
Broadfoot	Langdon
Brown	Lankford
Burton	Lanning
Cathey	Leath
Cauthorn	Lehman
Celaya	Leonard
Cleveland	Little
Colquitt	Loggins
Davis of Haskell	London
Davisson	Lucas
of Eastland	Mann
Dean	Mays
Deglandon	McConnell
Derden	McDonald
Dickison	McFarland
Dollins	McKee
Donaghey	McKinney
England	Metcalfe
Felty	Moffett
Fielden	Monkhouse
Fox	Morris
Fuchs	Morse
Graves	Oliver
Hamilton	Palmer
Hanna	Patterson
Hardin	of Travis
Harper	Petsch
Harrell	Pope
Harris of Archer	Powell
Harris of Dallas	Ragsdale
Harris of Dickens	Reader
Heflin	Reed of Bowie
Herzik	Reed of Dallas
Holland	Rhodes
Hoskins	Roark
Huddleston	Ross
Hull	Russell
Hyder	Rutta
Johnson of Ellis	Schuenemann

Sharpe	Tarwater
Simpson	Tennant
Skaggs	Thornberry
Smith of Hopkins	Thornton
Smith	Waggoner
of Matagorda	Weldon
Stinson	Westbrook
Stocks	Winfree
Talbert	Wood

Nays—5

Davis of Jasper	Patterson of Mills
Mauritz	Smith of Tarrant
Nicholson	

Present—Not Voting

Alsup

Absent

Bradbury	Howard
Bradford	Leyendecker
Callan	Prescott
Carssow	Quinn
Davison of Fisher	Riddle
Farmer	Shell
Hankamer	Tennyson
Hartzog	Vale

Absent—Excused

Bond	Newton
Cagle	Settle
Gibson	Sewell
Harbin	Stevenson
Jackson	Worley
Kenyon	

The Speaker then laid House Bill No. 141 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—115

Adkins	Colquitt
Alexander	Davis of Haskell
Alsup	Davison
Amos	of Eastland
Anderson	Deglandon
Baker	Derden
Bates	Dickison
Beckworth	Dollins
Bell	Donaghey
Blankenship	England
Boethel	Felty
Boyer	Fielden
Bridgers	Fox
Broadfoot	Fuchs
Brown	Graves
Burton	Hamilton
Cathey	Hankamer
Cauthorn	Hanna
Celaya	Harper
Cleveland	Harrell

Harris of Archer	Moffett
Harris of Dallas	Monkhouse
Harris of Dickens	Morris
Heflin	Morse
Herzik	Oliver
Holland	Palmer
Hoskins	Patterson
Huddleston	of Travis
Hyder	Petsch
Johnson of Ellis	Pope
Johnson	Powell
of Tarrant	Ragsdale
Jones of Angelina	Reader
Jones of Atascosa	Reed of Bowie
Jones of Falls	Reed of Dallas
Jones of Wise	Rhodes
Keefe	Roark
Keith	Ross
Kelt	Russell
Kern	Schuenemann
King	Sharpe
Knetsch	Simpson
Langdon	Skaggs
Lankford	Smith of Hopkins
Lanning	Smith
Leath	of Matagorda
Lehman	Smith of Tarrant
Leonard	Stinson
Little	Stocks
Loggins	Talbert
London	Tarwater
Lucas	Tennant
Mann	Thornberry
Mays	Thornton
McConnell	Waggoner
McDonald	Weldon
McFarland	Westbrook
McKee	Winfree
McKinney	Wood
Metcalf	

Nays—4

Davison of Fisher	Nicholson
Mauritz	Patterson of Mills

Absent

Bradbury	Hull
Bradford	Leyendecker
Callan	Prescott
Carssow	Quinn
Davis of Jasper	Riddle
Dean	Rutta
Farmer	Sewell
Harbin	Shell
Hartzog	Tennyson
Howard	Vale

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

Mr. Hanna moved to reconsider the vote by which House Bill No. 141 was passed, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 11 ON SECOND READING

Mr. Leonard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 11 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adkins	Heflin
Alexander	Holland
Alsup	Hoskins
Amos	Huddleston
Anderson	Hull
Baker	Hyder
Bates	Johnson of Ellis
Beckworth	Johnson
Bell	of Tarrant
Blankenship	Jones of Angelina
Boethel	Jones of Atascosa
Boyer	Jones of Falls
Bradford	Jones of Wise
Bridgers	Keefe
Brown	Keith
Burton	Kelt
Cathey	Kern
Cauthorn	King
Celaya	Knetsch
Cleveland	Langdon
Colquitt	Lankford
Davis of Haskell	Lanning
Davis of Jasper	Leath
Davison of Fisher	Lehman
Davison	Leonard
of Eastland	Little
Dean	Loggins
Deglandon	London
Derden	Lucas
Dickison	Mann
Dollins	Mauritz
England	McConnell
Felty	McDonald
Fielden	McFarland
Fox	McKee
Fuchs	McKinney
Graves	Metcalf
Hamilton	Moffett
Hanna	Monkhouse
Harper	Morris
Harrell	Morse
Harris of Archer	Nicholson
Harris of Dallas	Patterson of Mills
Harris of Dickens	Patterson
Hartzog	of Travis

Petsch	Skaggs
Pope	Smith
Powell	of Matagorda
Prescott	Smith of Tarrant
Ragsdale	Stinson
Reader	Stocks
Reed of Bowie	Talbert
Reed of Dallas	Tennant
Roark	Tennyson
Ross	Thornberry
Russell	Thornton
Rutta	Weldon
Schuenemann	Westbrook
Sharpe	Winfree
Simpson	Wood

Absent

Bradbury	Oliver
Broadfoot	Palmer
Callan	Quinn
Carssow	Rhodes
Donaghey	Riddle
Farmer	Sewell
Hankamer	Shell
Harbin	Smith of Hopkins
Herzik	Tarwater
Howard	Vale
Leyendecker	Waggoner
Mays	

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 11, A bill to be entitled "An Act validating Independent School District elections assuming indebtedness theretofore apportioned against such districts or a part thereof as a result of its segregation from another Independent School District whether the indebtedness so assumed be the identical proportionate part of the indebtedness owed by the original district at the time of its segregation or an equal amount of indebtedness incurred by a portion of the original district after such segregation, and declaring an emergency."

The bill was read second time.

Mr. Hankamer offered the following amendment to the bill:

Amend Senate Bill No. 11, by striking out all of Section 4 and by inserting in lieu thereof a new Section 4 to read as follows:

"Section 4. Provided, however, that no action or resolution purporting to transfer any territory from one dis-

trict to another district, without an affirmative vote of the voters of the districts affected shall be validated by the passage of this Act.

"Provided further, this law shall not apply to any district, the organization or creation of which, or consolidation or annexation of any territory in or to such district was not submitted to a vote of the people residing in such district or districts or territories affected thereby, or which is now involved in litigation, or the validity of the organization or creation of which or annexation or consolidation of territory in or to such district is attacked in any suit or litigation filed within forty-five (45) days after the effective date of this Act. Provided further that this Act shall not apply to any district which may have been established or consolidated, and which was later returned to its original status."

The amendment was adopted.

Senate Bill No. 11 was then passed to third reading.

SENATE BILL NO. 11 ON THIRD READING

The Speaker then laid Senate Bill No. 11 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—117

Adkins	Derden
Alexander	Dickison
Alsup	Dollins
Amos	England
Anderson	Felty
Baker	Fielden
Bates	Fox
Bell	Fuchs
Blankenship	Graves
Boethel	Hamilton
Boyer	Hanna
Bradford	Harper
Bridgers	Harrell
Brown	Harris of Archer
Burton	Harris of Dallas
Cathey	Harris of Dickens
Cauthorn	Hartzog
Celaya	Heflin
Cleveland	Holland
Colquitt	Hoskins
Davis of Haskell	Huddleston
Davis of Jasper	Hull
Davison of Fisher	Hyder
Davisson	Johnson of Ellis
of Eastland	Johnson
Dean	of Tarrant
Deglandon	Jones of Angelina

Jones of Atascosa	Patterson
Jones of Falls	of Travis
Jones of Wise	Petsch
Keith	Pope
Kelt	Powell
Kern	Prescott
King	Ragsdale
Knetsch	Reader
Langdon	Reed of Bowie
Lankford	Reed of Dallas
Lanning	Rhodes
Leath	Roark
Lehman	Ross
Leonard	Russell
Leyendecker	Rutta
Loggins	Schuenemann
London	Sharpe
Lucas	Simpson
Mann	Skaggs
Mauritz	Smith
McConnell	of Matagorda
McDonald	Smith of Tarrant
McFarland	Stinson
McKee	Stocks
McKinney	Talbert
Metcalfe	Tarwater
Moffett	Tennant
Monkhouse	Tennyson
Morris	Thornberry
Morse	Thornton
Nicholson	Weldon
Palmer	Westbrook
Patterson of Mills	Winfree
	Wood

Nays—1

Hankamer

Absent

Beckworth	Little
Bradbury	Mays
Broadfoot	Oliver
Callan	Quinn
Carsow	Riddle
Donaghey	Sewell
Farmer	Shell
Harbin	Smith of Hopkins
Herzik	Vale
Howard	Waggoner
Keefe	

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

BILL AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been

read severally, the following enrolled bill and resolution:

H. B. No. 131, "An Act making an appropriation of the sum of Seventy-five Thousand (\$75,000.00) Dollars or so much thereof as may be necessary, out of funds in the State Treasury, not otherwise appropriated, to pay contingent expenses, and to pay mileage and per diem of Members and per diem of officers and employees of the Second Called Session of the Forty-fifth Legislature, etc., and declaring an emergency."

S. C. R. No. 11, Expressing opposition of the Texas Legislature to Senate Joint Resolution No. 208 passed at the last session of Congress.

RECESS

Mr. Wood moved that the House recess until 3:00 o'clock p. m., today.

Mr. Alsup moved that the House recess until 10:00 o'clock a. m., tomorrow.

Mr. Jones of Atascosa moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Johnson of Ellis moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Harris of Dickens moved that the House adjourn until 9:00 o'clock a. m., tomorrow.

Question first recurring on the motion to adjourn until 9:00 o'clock a. m., tomorrow, it was lost.

Question next recurring on the motion to adjourn until 10:00 o'clock a. m., tomorrow, it was lost.

Question next recurring on the motion to adjourn until 10:00 o'clock a. m., next Monday, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—51

Adkins	Dickison
Alexander	Dollins
Anderson	Felty
Bell	Fielden
Blankenship	Fox
Boethel	Hankamer
Boyer	Harbin
Bradford	Harris of Dallas
Bridgers	Hartzog
Celaya	Heflin
Davison	Johnson
of Eastland	of Tarrant
Dean	Jones of Atascosa
Deglandon	Jones of Falls

Keefe
Knetsch
Leonard
Little
Loggins
Mann
Mauritz
Mays
McDonald
McKee
McKinney
Monkhouse
Nicholson

Palmer
Petsch
Pope
Reader
Schuenemann
Simpson
Smith
of Matagorda
Stocks
Talbert
Tennant
Thornton
Winfree

Nays—70

Alsup	Lankford
Amos	Lanning
Baker	Leath
Bates	Lehman
Beckworth	London
Broadfoot	Lucas
Brown	McConnell
Burton	McFarland
Cauthorn	Metcalf
Cleveland	Moffett
Davis of Haskell	Morris
Davis of Jasper	Morse
Davison of Fisher	Patterson of Mills
Derden	Patterson
England	of Travis
Fuchs	Powell
Graves	Prescott
Hamilton	Ragsdale
Hanna	Reed of Bowie
Harper	Reed of Dallas
Harrell	Rhodes
Harris of Archer	Roark
Harris of Dickens	Ross
Holland	Russell
Hoskins	Rutta
Huddleston	Sharpe
Hull	Skaggs
Hyder	Smith of Tarrant
Johnson of Ellis	Stinson
Jones of Angelina	Tarwater
Jones of Wise	Tennyson
Keith	Thornberry
Kelt	Weldon
Kern	Westbrook
King	Wood
Langdon	

Absent

Bradbury	Leyendecker
Callan	Oliver
Carssow	Quinn
Cathey	Riddle
Colquitt	Sewell
Donaghey	Shell
Farmer	Smith of Hopkins
Herzik	Vale
Howard	Waggoner

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

Question then recurring on the motion to recess until 3:00 o'clock p. m., today, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—66

Alsup	Lankford
Amos	Lanning
Baker	Leath
Bates	Leonard
Beckworth	Loggins
Bridgers	London
Broadfoot	Lucas
Cleveland	Mauritz
Colquitt	McConnell
Davis of Haskell	Monkhouse
Davison of Fisher	Morris
Davisson	Morse
of Eastland	Patterson
Derden	of Travis
Dickison	Powell
England	Prescott
Fielden	Ragsdale
Fuchs	Reed of Bowie
Hamilton	Reed of Dallas
Harper	Rhodes
Harrell	Roark
Hartzog	Ross
Holland	Russell
Hoskins	Sharpe
Huddleston	Skaggs
Hull	Smith of Tarrant
Hyder	Stinson
Johnson of Ellis	Tennant
Jones of Angelina	Tennyson
Jones of Wise	Thornberry
Kelt	Thornton
Kern	Weldon
King	Westbrook
Langdon	Wood

Nays—49

Adkins	Deglandon
Alexander	Dollins
Anderson	Felty
Bell	Fox
Blankenship	Hanna
Boethel	Harris of Archer
Boyer	Harris of Dallas
Bradford	Harris of Dickens
Brown	Johnson
Burton	of Tarrant
Cauthorn	Jones of Atascosa
Celaya	Jones of Falls
Davis of Jasper	Keefe
Dean	Knetsch

Lehman	Pope
Little	Reader
Mann	Rutta
Mays	Schuenemann
McDonald	Simpson
McFarland	Smith
McKinney	of Matagorda
Metcalfe	Stocks
Moffett	Talbert
Nicholson	Tarwater
Palmer	Winfree
Patterson of Mills	

Absent

Bradbury	Keith
Callan	Leyendecker
Carssow	McKee
Cathey	Oliver
Donaghey	Petsch
Farmer	Quinn
Graves	Riddle
Hankamer	Sewell
Harbin	Shell
Heflin	Smith of Hopkins
Herzik	Vale
Howard	Waggoner

Absent—Excused

Bond	Kenyon
Cagle	Newton
Gibson	Settle
Hardin	Stevenson
Jackson	Worley

The House, accordingly, at 1:05 o'clock p. m., took recess until 3:00 o'clock p. m., today.

AFTERNOON SESSION

The House met at 3:00 o'clock p. m., and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Harris of Dallas was granted leave of absence for this afternoon, on account of illness, on motion of Mr. Rhodes.

Mr. Callan and Mr. Sharpe were granted leaves of absence, on account of important business, on motion of Mr. Davis of Haskell.

Mr. Quinn was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Harris of Archer.

Mr. Carssow was granted leave of absence for this afternoon, on account of illness, on motion of Mr. Hartzog.

Mr. Rutta was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Settle.

BILL ORDERED NOT PRINTED

On motion of Mr. Powell, House Bill No. 167 was ordered not printed.

TO DECLARE LEGISLATIVE INTENT IN REGARD TO CERTAIN BILL

Mr. Morse offered the following resolution:

H. C. R. No. 49, To declare legislative intent in regard to certain bill.

Whereas, Differences of opinion have arisen concerning results intended by and construction of the language used in Section 19 of Senate Bill No. 5, Second Called Session, Forty-fourth Legislature, and amendments thereof, in fixing the compensation of county treasurers, giving rise to possible confusion and injustices; and

Whereas, It is the desire of the Legislature that the true intent of said section of said bill be made known and expressed by the Legislature, rather than be left to conjecture; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That it was the intent of the Legislature in enacting Senate Bill No. 5, Second Called Session, Forty-fourth Legislature, and amendments thereof, that the maximum compensation fixed for county treasurers in Subsection (e) of Section 19 of said bill, and in House Bill No. 165, Regular Session, Forty-fifth Legislature, and Senate Bill No. 374, Regular Session, Forty-fifth Legislature, was the maximum permitted for said treasurer's services to the county for the handling of county funds, and not for acting as treasurer of any other political subdivision or district, and that it was not the intention of the Legislature to deprive such county treasurers as were and are affected thereby of such compensation as was and is authorized under the provisions of Articles 8147 and 8148, and Articles 8220 and 8221, Revised Civil Statutes, but that the said Articles should remain in full force and effect, and the compensation provided in said Articles be received by and retained by the treasurers affected thereby.

MORSE,
MANN,

WINFREE,
HEFLIN,
HOWARD.

The resolution was read second time, and was adopted.

SENATE BILL NO. 29 ON SECOND READING

Mr. Westbrook moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 29 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The roll of the House was called, and the vote announced as follows:

Yeas—82

Adkins	Langdon
Alsup	Lankford
Amos	Lanning
Anderson	Lehman
Baker	Leonard
Bates	Leyendecker
Beckworth	Loggins
Blankenship	London
Boethel	Lucas
Bradbury	Mann
Bradford	Mauritz
Bridgers	McDonald
Brown	McFarland
Burton	McKinney
Cathey	Metcalfe
Cauthorn	Monkhouse
Cleveland	Morris
Davis of Haskell	Morse
Deglandon	Palmer
Derden	Patterson of Mills
Dickison	Patterson
Dollins	of Travis
Donaghey	Petsch
England	Ragsdale
Farmer	Reed of Bowie
Felty	Reed of Dallas
Fielden	Rhodes
Graves	Ross
Hamilton	Russell
Hanna	Rutta
Harper	Settle
Harris of Archer	Sewell
Heflin	Simpson
Herzik	Skaggs
Hyder	Smith
Johnson of Ellis	of Matagorda
Jones of Angelina	Talbert
Jones of Falls	Tennyson
Jones of Wise	Thornton
Keefe	Vale
Kenyon	Weldon
King	Wood

Absent

Alexander	Knetsch
Bell	Leath
Boyer	Little
Broadfoot	Mays
Celaya	McConnell
Colquitt	McKee
Davis of Jasper	Moffett
Davison of Fisher	Nicholson
Davisson	Oliver
of Eastland	Pope
Dean	Powell
Fox	Prescott
Fuchs	Reader
Hankamer	Riddle
Harrell	Roark
Harris of Dickens	Schuenemann
Hartzog	Shell
Holland	Smith of Hopkins
Hoskins	Smith of Tarrant
Howard	Stinson
Huddleston	Stocks
Hull	Tarwater
Johnson	Tennant
of Tarrant	Thornberry
Jones of Atascosa	Waggoner
Keith	Westbrook
Kelt	Winfree
Kern	

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Quinn
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley

The Speaker announced that there was not a quorum present.

Mr. Alsup moved a call of the House, for the purpose of securing and maintaining a quorum until 4:30 o'clock p. m., today, and the call was duly ordered.

On motion of Mr. Alsup, the Sergeant-at-Arms was instructed to bring in all absent Members within the city who are not ill.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Boethel
Adkins	Boyer
Alsup	Bradbury
Amos	Bradford
Anderson	Bridgers
Baker	Broadfoot
Bates	Brown
Beckworth	Burton
Bell	Cathey
Blankenship	Cauthorn

Cleveland	Mauritz
Colquitt	McConnell
Davis of Haskell	McDonald
Davis of Jasper	McFarland
Davison of Fisher	McKee
Davisson	McKinney
of Eastland	Metcalfe
Deglandon	Monkhouse
Derden	Morris
Dickison	Morse
Donaghey	Oliver
England	Patterson of Mills
Farmer	Patterson
Fielden	of Travis
Fox	Petsch
Fuchs	Powell
Hamilton	Ragsdale
Harper	Reader
Harrell	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dickens	Rhodes
Herzik	Riddle
Holland	Ross
Huddleston	Russell
Hyder	Rutta
Johnson of Ellis	Schuenemann
Johnson	Settle
of Tarrant	Sewell
Jones of Angelina	Shell
Jones of Wise	Skaggs
Kelt	Smith
Kenyon	of Matagorda
Kern	Smith of Tarrant
King	Stinson
Knetsch	Talbert
Langdon	Tennant
Lankford	Tennyson
Lanning	Thornberry
Leath	Thornton
Lehman	Waggoner
Leyendecker	Weldon
Loggins	Westbrook
London	Wood
Lucas	Winfree
Mann	

Absent

Alexander	Keith
Celaya	Leonard
Dean	Little
Dollins	Mays
Felty	Moffett
Graves	Nicholson
Hankamer	Palmer
Hanna	Pope
Hartzog	Prescott
Heflin	Quinn
Hoskins	Roark
Howard	Simpson
Hull	Smith of Hopkins
Jones of Atascosa	Stocks
Jones of Falls	Tarwater
Keefe	Vale

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

The Speaker announced that there was a quorum present.

Question then recurring on the motion by Mr. Westbrook, that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 29 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Adkins	Huddleston
Alsup	Hyder
Amos	Johnson of Ellis
Anderson	Johnson
Bates	of Tarrant
Beckworth	Jones of Angelina
Blankenship	Jones of Falls
Boethel	Jones of Wise
Boyer	Kelt
Bradbury	Kenyon
Bradford	Kern
Bridgers	King
Broadfoot	Knetsch
Brown	Langdon
Burton	Lankford
Cathey	Lanning
Cauthorn	Leath
Celaya	Lehman
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Loggins
Davis of Jasper	London
Davison of Fisher	Lucas
Davison	Mann
of Eastland	Mauritz
Deglandon	Mays
Derden	McConnell
Dollins	McDonald
Donaghey	McFarland
England	McKee
Farmer	Metcalfe
Fielden	Moffett
Fox	Monkhouse
Fuchs	Morris
Hamilton	Morse
Hankamer	Oliver
Harper	Palmer
Harrell	Patterson of Mills
Harris of Archer	Petsch
Herzik	Powell
Holland	Prescott

Ragsdale	Smith
Reader	of Matagorda
Reed of Bowie	Smith of Tarrant
Reed of Dallas	Stinson
Rhodes	Talbert
Roark	Tarwater
Ross	Tennant
Russell	Tennyson
Rutta	Thornberry
Schuenemann	Thornton
Settle	Waggoner
Sewell	Weldon
Shell	Westbrook
Simpson	Winfree
Skaggs	Wood
Smith of Hopkins	

Nays—1

Howard

Absent

Alexander	Jones of Atascosa
Baker	Keefe
Bell	Keith
Dean	Little
Dickison	McKinney
Felty	Nicholson
Graves	Patterson
Hanna	of Travis
Harris of Dickens	Pope
Hartzog	Quinn
Heflin	Riddle
Hoskins	Stocks
Hull	Vale

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

On motion of Mr. Westbrook, the regular order of business was suspended, to take up, until disposed of, and have placed on its second reading and passage to third reading,

S. B. No. 29, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable, all levies and assessments of ad valorem taxes heretofore made by incorporated cities and towns in the State of Texas because the same were made and adopted by resolution, motion, or other informal action, and because of the failure of the governing body of such city and town to appoint the proper and statutory Board of Equalization; and which are insufficient and voidable, or unenforceable on account of technical irregularities in

the manner of preparing the books and reports of assessors assessing such property; and all equalizations of said valuations of such property for taxation purposes made by the Boards of Equalization acting for any such city or town, which are irregular or insufficient because the reports of such equalizations were adopted and accepted orally, or by other informal action; and the acts of making such equalizations were made orally or by other informal action; or in incomplete form; and because of the failure of the governing body or any officer of such city or town to prepare, have public hearings on, and file a budget; and providing further that this Act shall apply only to those incorporated cities and towns in this State having a population of not less than twelve hundred forty-five (1,245) and not more than twelve hundred fifty-five (1,255), according to the last preceding Federal Census; providing this Act shall not affect suits pending at the time same becomes effective, and declaring an emergency."

The Speaker then laid the bill before the House, it was read second time, and was passed to third reading.

SENATE BILL NO. 29 ON THIRD READING

The Speaker then laid Senate Bill No. 29 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—107

Adkins	Davisson
Alsup	of Eastland
Amos	Deglandon
Anderson	Derden
Bates	Donaghey
Beckworth	England
Blankenship	Farmer
Boethel	Fielden
Boyer	Fox
Bradbury	Fuchs
Bradford	Hamilton
Bridgers	Hankamer
Brown	Harper
Burton	Harrell
Cathey	Harris of Archer
Cauthorn	Herzik
Celaya	Holland
Cleveland	Howard
Colquitt	Huddleston
Davis of Haskell	Hyder
Davison of Fisher	Johnson of Ellis

Johnson	Patterson
of Tarrant	of Travis
Jones of Angelina	Powell
Jones of Falls	Prescott
Jones of Wise	Ragsdale
Keith	Reader
Kelt	Reed of Dallas
Kenyon	Rhodes
Kern	Riddle
King	Roark
Knetsch	Ross
Langdon	Russell
Lankford	Rutta
Lanning	Schuenemann
Leath	Settle
Lehman	Sewell
Leonard	Shell
Leyendecker	Simpson
Loggins	Skaggs
London	Smith of Hopkins
Lucas	Smith
Mann	of Matagorda
Mauritz	Smith of Tarrant
Mays	Stinson
McConnell	Talbert
McDonald	Tarwater
McFarland	Tennant
McKee	Tennyson
Metcalfe	Thornberry
Moffett	Thornton
Monkhouse	Weldon
Morris	Westbrook
Morse	Winfree
Oliver	Wood
Patterson of Mills	

Nays—2

Palmer	Reed of Bowie
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Absent

Alexander	Hoskins
Baker	Hull
Beil	Jones of Atascosa
Broadfoot	Keefe
Davis of Jasper	Little
Dean	McKinney
Dickison	Nicholson
Dollins	Petsch
Felty	Pope
Graves	Quinn
Hanna	Stocks
Harris of Dickens	Vale
Hartzog	Waggoner
Heflin	

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

HOUSE BILL NO. 155 ON SECOND
READING

On motion of Mr. Hankamer, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 155, A bill to be entitled "An Act amending Section 1, Chapter 39, Acts of the Second Called Session of the Forty-third Legislature, as amended by House Bill No. 1016, Acts of the Regular Session of the Forty-fifth Legislature, and declaring an emergency."

The Speaker then laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 155 ON THIRD
READING

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 155 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adkins	England
Alexander	Farmer
Alsup	Fielden
Amos	Fox
Anderson	Fuchs
Baker	Hamilton
Bates	Hankamer
Beckworth	Harper
Blankenship	Harrell
Boethel	Harris of Archer
Boyer	Herzik
Bradbury	Holland
Bradford	Hoskins
Bridgers	Howard
Broadfoot	Huddleston
Brown	Hyder
Burton	Johnson of Ellis
Cauthorn	Johnson
Celaya	of Tarrant
Cleveland	Jones of Angelina
Colquitt	Jones of Falls
Davis of Haskell	Jones of Wise
Davis of Jasper	Keith
Davison of Fisher	Kelt
Davisson	Kern
of Eastland	King
Deglandon	Knetsch
Derden	Langdon
Dickison	Lankford
Dollins	Lanning
Donaghey	Leath

Lehman	Reed of Bowie
Leonard	Reed of Dallas
Leyendecker	Rhodes
Loggins	Roark
London	Ross
Lucas	Russell
Mann	Rutta
Mauritz	Schuenemann
Mays	Settle
McConnell	Sewell
McDonald	Shell
McFarland	Simpson
McKee	Skaggs
Metcalfe	Smith of Hopkins
Moffett	Smith
Monkhouse	of Matagorda
Morris	Smith of Tarrant
Morse	Stinson
Oliver	Talbert
Palmer	Tarwater
Patterson of Mills	Tennant
Patterson	Tennyson
of Travis	Thornberry
Petsch	Thornton
Pope	Waggoner
Powell	Weldon
Prescott	Winfree
Reader	Wood

Present—Not Voting

Westbrook

Absent

Bell	Keefe
Cathey	Kenyon
Dean	Little
Felty	McKinney
Graves	Nicholson
Hanna	Quinn
Harris of Dickens	Ragsdale
Hartzog	Riddle
Heflin	Stocks
Hull	Vale
Jones of Atascosa	

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

The Speaker then laid House Bill No. 155 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—110

Adkins	Alsup
Alexander	Amos

Anderson	Lanning
Baker	Leath
Bates	Lehman
Beckworth	Leonard
Blankenship	Leyendecker
Boethel	Loggins
Boyer	Lucas
Bradbury	Mann
Bridgers	Mauritz
Broadfoot	Mays
Brown	McConnell
Burton	McDonald
Cauthorn	McFarland
Celaya	McKee
Cleveland	Metcalfe
Colquitt	Moffett
Davis of Haskell	Monkhouse
Davis of Jasper	Morris
Davison of Fisher	Morse
Davisson	Oliver
of Eastland	Palmer
Deglandon	Patterson of Mills
Derden	Patterson
Dickison	of Travis
Dollins	Petsch
Donaghey	Pope
England	Powell
Farmer	Prescott
Fielden	Reader
Fox	Reed of Bowie
Fuchs	Reed of Dallas
Hamilton	Rhodes
Hankamer	Roark
Harper	Ross
Harrell	Russell
Harris of Archer	Rutta
Herzik	Schuenemann
Holland	Settle
Hoskins	Sewell
Howard	Shell
Huddleston	Simpson
Hyder	Smith of Hopkins
Johnson of Ellis	Smith
Johnson	of Matagorda
of Tarrant	Smith of Tarrant
Jones of Angelina	Stinson
Jones of Falls	Talbert
Jones of Wise	Tarwater
Keith	Tennant
Kelt	Tennyson
Kern	Thornberry
King	Thornton
Knetsch	Weldon
Langdon	Winfree
Lankford	Wood

Present—Not Voting

Westbrook

Absent

Bell	Felty
Bradford	Graves
Cathey	Hanna
Dean	Harris of Dickens

Hartzog	Nicholson
Heflin	Quinn
Hull	Ragsdale
Jones of Atascosa	Riddle
Keefe	Skaggs
Kenyon	Stocks
Little	Vale
London	Waggoner
McKinney	

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

TO GRANT PERMISSION TO SUE
THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 31, To grant the firm of Martin Brothers permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—108

Adkins	Dickison
Alexander	Dollins
Alsup	Donaghey
Amos	England
Anderson	Farmer
Baker	Fielden
Bates	Fox
Beckworth	Fuchs
Blankenship	Hamilton
Boethel	Hankamer
Boyer	Hanna
Bradbury	Harper
Bradford	Harris of Archer
Bridgers	Holland
Brown	Hoskins
Burton	Huddleston
Cauthorn	Hyder
Celaya	Johnson of Ellis
Cleveland	Johnson
Colquitt	of Tarrant
Davis of Haskell	Jones of Angelina
Davis of Jasper	Jones of Falls
Davison of Fisher	Jones of Wise
Davisson	Keith
of Eastland	Kelt
Deglandon	Kern
Derden	King

Knetsch	Ragsdale
Langdon	Reader
Lankford	Reed of Bowie
Lanning	Reed of Dallas
Leath	Rhodes
Lehman	Roark
Leonard	Ross
Leyendecker	Russell
Loggins	Rutta
London	Schuenemann
Lucas	Settle
Mann	Sewell
Mauritz	Shell
Mays	Simpson
McConnell	Skaggs
McDonald	Smith of Hopkins
McFarland	Smith
McKee	of Matagorda
Metcalfe	Smith of Tarrant
Moffett	Stinson
Monkhouse	Talbert
Morse	Tarwater
Palmer	Tennant
Patterson of Mills	Tennyson
Patterson	Thornberry
of Travis	Thornton
Petsch	Weldon
Pope	Winfree
Prescott	Wood

Present—Not Voting

Westbrook

Absent

Bell	Keefe
Broadfoot	Kenyon
Cathey	Little
Dean	McKinney
Felty	Morris
Graves	Nicholson
Harrell	Oliver
Harris of Dickens	Powell
Hartzog	Quinn
Heflin	Riddle
Herzik	Stocks
Howard	Vale
Hull	Waggoner
Jones of Atascosa	

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

HOUSE BILL NO. 163 ON SECOND READING

Mr. Hyder moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 163 be placed

on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107

Adkins	Lehman
Alexander	Leyendecker
Alsup	Loggins
Amos	London
Anderson	Lucas
Baker	Mann
Bates	Mauritz
Beckworth	Mays
Blankenship	McConnell
Boethel	McDonald
Boyer	McFarland
Bradbury	McKee
Bradford	Metcalfe
Bridgers	Moffett
Brown	Monkhouse
Burton	Morris
Cauthorn	Morse
Celaya	Oliver
Cleveland	Palmer
Davis of Haskell	Patterson of Mills
Davis of Jasper	Patterson
Davison of Fisher	of Travis
Davisson	Petsch
of Eastland	Powell
Deglandon	Prescott
Derden	Ragsdale
Dickison	Reader
Dollins	Reed of Bowie
Donaghey	Reed of Dallas
England	Rhodes
Fielden	Roark
Fuchs	Ross
Hamilton	Russell
Hanna	Rutta
Harper	Schuenemann
Harrell	Settle
Harris of Archer	Sewell
Herzik	Shell
Holland	Simpson
Hoskins	Skaggs
Huddleston	Smith of Hopkins
Hyder	Smith
Johnson of Ellis	of Matagorda
Johnson	Smith of Tarrant
of Tarrant	Stinson
Jones of Angelina	Tarwater
Jones of Falls	Tennant
Jones of Wise	Tennyson
Keith	Thornberry
Kern	Thornton
King	Waggoner
Knetsch	Weldon
Langdon	Westbrook
Lankford	Winfree
Lanning	Wood
Leath	

Nays—1

Talbert

Absent

Bell	Hull
Broadfoot	Jones of Atascosa
Cathey	Keefe
Colquitt	Kelt
Dean	Kenyon
Farmer	Leonard
Felty	Little
Fox	McKinney
Graves	Nicholson
Hankamer	Pope
Harris of Dickens	Quinn
Hartzog	Riddle
Heflin	Stocks
Howard	Vale

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

On motion of Mr. Hyder, the regular order of business was suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 163, A bill to be entitled "An Act providing the time when mourning doves and white-winged doves may be shot in Wise, Collin, Denton and Montague Counties making certain exceptions; fixing the bag limit and possession limit of same; fixing the hours for shooting and making regulations for shotguns that may be used for shooting migratory birds and other game birds; providing a penalty for the violation of any such regulations; repealing all laws in conflict with any section of this Act, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Blankenship offered the following amendment to the bill:

Amend House Bill No. 163, Section 1, line 2, after the word "Wise", by adding the words "Dallas", and amend caption to conform.

The amendment was adopted.

Mr. Colquitt offered the following amendment to the bill:

Amend House Bill No. 163 so as to include the following counties in

same: Kaufman, Rockwall, Hunt, Hopkins, Delta, Franklin, Johnson, Jack, Haskell and Parker.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 163 was then passed to engrossment.

HOUSE BILL NO. 163 ON THIRD READING

The Speaker then laid House Bill No. 163 before the House on third reading and final passage.

The bill was read third time, and was passed.

SENATE BILL NO. 13 ON SECOND READING

On motion of Mr. Cauthorn, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to third reading,

S. B. No. 13, A bill to be entitled "An Act amending Article 6077-C of the Revised Civil Statutes of the State of Texas (Acts, 1933, Forty-third Legislature, First Called Session, page 275, Chapter 110) by clarifying and enlarging the description in Section 4 and adding Section 5A, to remove the additional Public School lands from sale and lease, and Section 6A providing for the management of public donations by the Texas State Parks Board to acquire acreage within the area, and giving the Board the power to condemn such lands and use the public funds for the purchase of such lands for park purposes, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Stinson offered the following amendment to the bill:

Amend Senate Bill No. 13, Section 3, page 3, by striking out the words, "The Texas State", and striking out all of lines 30, 31, 32 and 33.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 13 was then passed to third reading.

SENATE BILL NO. 13 ON THIRD READING

Mr. Cauthorn moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 13 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—112

Adkins	King
Alexander	Knetsch
Alsup	Langdon
Amos	Lankford
Anderson	Lanning
Baker	Leath
Bates	Lehman
Beckworth	Leonard
Blankenship	Leyendecker
Boethel	Little
Boyer	Loggins
Bradbury	London
Bradford	Lucas
Bridgers	Mann
Brown	Mauritz
Burton	Mays
Cagle	McConnell
Cauthorn	McDonald
Celaya	McFarland
Cleveland	Metcalf
Colquitt	Moffett
Davis of Haskell	Monkhouse
Davis of Jasper	Morris
Davison of Fisher	Morse
Deglandon	Oliver
Derden	Palmer
Dickison	Patterson of Mills
Donaghey	Patterson
England	of Travis
Farmer	Pope
Fox	Powell
Fuchs	Prescott
Hamilton	Ragsdale
Hankamer	Reader
Hanna	Reed of Dallas
Harper	Riddle
Harrell	Roark
Harris of Archer	Ross
Harris of Dickens	Russell
Heflin	Rutta
Herzik	Schuenemann
Holland	Settle
Hoskins	Sewell
Howard	Shell
Huddleston	Simpson
Johnson of Ellis	Skaggs
Jones of Angelina	Smith of Hopkins
Jones of Falls	Smith
Jones of Wise	of Matagorda
Keith	Smith of Tarrant
Kelt	Stinson
Kern	Talbert

Tarwater
Tennant
Tennyson
Thornberry
Thornton

Waggoner
Weldon
Westbrook
Winfree
Wood

Nays—3

Fielden
Kenyon

Reed of Bowie

Absent

Bell
Broadfoot
Davisson
of Eastland
Dean
Dollins
Felty
Graves
Hartzog
Hull
Hyder

Johnson
of Tarrant
Jones of Atascosa
Keefe
McKee
McKinney
Nicholson
Petsch
Quinn
Rhodes
Stocks
Vale

Absent—Excused

Bond
Callan
Carssow
Cathey
Gibson
Harbin
Hardin

Harris of Dallas
Jackson
Newton
Sharpe
Stevenson
Worley

The Speaker then laid Senate Bill No. 13 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—108

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Dickison
Anderson	Dollins
Baker	Donaghey
Bates	England
Beckworth	Farmer
Blankenship	Fox
Boethel	Fuchs
Boyer	Hamilton
Bradbury	Hankamer
Bradford	Hanna
Bridgers	Harrell
Broadfoot	Harris of Archer
Burton	Harris of Dickens
Cathey	Heflin
Cauthorn	Herzik
Celaya	Holland
Cleveland	Hoskins
Davis of Haskell	Howard
Davis of Jasper	Huddleston
Davison of Fisher	Hyder

Johnson of Ellis	Patterson of Mills
Johnson	Patterson
of Tarrant	of Travis
Jones of Angelina	Pope
Jones of Falls	Powell
Jones of Wise	Prescott
Keith	Ragsdale
Kelt	Reader
Kern	Reed of Dallas
King	Riddle
Knetsch	Roark
Langdon	Ross
Lanning	Russell
Leath	Rutta
Lehman	Schuenemann
Leonard	Settle
Leyendecker	Sewell
Little	Shell
Loggins	Skaggs
London	Smith of Hopkins
Lucas	Smith
Mann	of Matagorda
Mays	Smith of Tarrant
McConnell	Stinson
McDonald	Tarwater
McFarland	Tennant
Metcalfe	Tennyson
Moffett	Thornberry
Monkhouse	Thornton
Morris	Waggoner
Morse	Weldon
Oliver	Winfree
Palmer	Wood

Nays—5

Brown	Lankford
Fielden	Reed of Bowie
Kenyon	

Present—Not Voting

Westbrook

Absent

Bell	Mauritz
Colquitt	McKee
Dean	McKinney
Derden	Nicholson
Felty	Petsch
Graves	Quinn
Harper	Rhodes
Hartzog	Simpson
Hull	Stocks
Jones of Atascosa	Talbert
Keefe	Vale

Absent—Excused

Bond	Harris of Dallas
Cagle	Jackson
Callan	Newton
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

HOUSE BILL NO. 41 ON SECOND READING

On motion of Mr. Holland, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 41, A bill to be entitled "An Act to amend Section 9, Article IV, House Bill No. 8, passed in the Third Called Session of the Forty-fourth Legislature, by providing for a tax of ten (10c) cents on each One Hundred (\$100.00) Dollars or fraction thereof on all notes and sale contracts over the sum of Two Hundred (\$200.00) Dollars executed after the effective date of this Act; providing certain exceptions; providing for the affixing of note stamps to such notes or sales contracts; providing for the method of paying the tax; providing that no note or sales contract shall be a binding obligation unless the tax is paid; providing the manner in which the said stamps shall be made available; providing for the design and denominations of such stamps; providing that the State Treasurer may send a supply of stamps to the County Clerks of the respective counties; prescribing the duties and compensation of County Clerks in respect thereto; making distribution of the revenue derived from such tax; making the State Treasurer and the County Clerks of this State responsible for the custody and sale of the stamps; providing that the bondsmen of the State Treasurer and the County Clerks shall be liable for the proceeds of the stamps; providing for the engraving or printing of such stamps; authorizing the expenditure of such sums as may be necessary to have an adequate supply of stamps available; making appropriations for carrying out the provisions of the Act, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Holland offered the following committee amendment to the bill:

Amend House Bill No. 41, by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That Section 9 of Article 4 of House Bill No. 8, Acts of the Third Called Session of the Forty-fourth Legislature be and the same

is hereby amended to hereinafter read as follows:

"(a) Except as herein otherwise provided, there is hereby levied and assessed a tax of ten cents (10c) on each One Hundred (\$100.00) Dollars or fraction thereof, over the first Two Hundred (\$200.00) Dollars, on all chattel mortgages, deeds of trust, mechanic's lien contracts, vendor's lien, (abstract of judgment lien), conditional sales contracts and all instruments of a similar nature by which a lien is created by contract on real or personal property which may be filed or recorded in the office of the County Clerk under registration laws of this State; providing that no tax shall be levied on instruments for an amount of Two Hundred (\$200.00) Dollars or less. After the effective date of this Act, except as hereinafter provided, no instrument creating a lien of any character included in this Act, to secure the payment of money, or reserving title to any property until the purchase price thereof shall have been paid, shall be filed or recorded by any County Clerk in this State until there has been affixed to such instrument stamps in accordance with the provisions of this Act; and providing further that the provisions of this Act shall not apply to renewals or extensions of any such obligations, and specifically shall not apply to refunding of existing bonds or obligations; and also shall not apply to any instrument executed prior to the effective date of said House Bill No. 8, Acts of the Third Called Session, Forty-fourth Legislature; and any such instrument may be filed for record without the Stamp Tax being paid thereon, providing only that if same has been executed subsequent to the effective date of said House Bill No. 8, the same shall be subject to the Stamp Tax hereby levied unless such tax has been paid on the obligations secured thereby and stamp evidencing the same have been affixed to some other instrument securing the same obligation. In the event the tax herein provided has been paid on one instrument securing an obligation or lien, and thereafter another instrument is filed securing the same obligation or lien, the Clerk shall note such fact upon such subsequent instrument or instruments at the time of the filing thereof; and providing further that this Act shall not apply to instruments securing obligations taken by or on behalf of the United

States or any corporate agency or instrumentality of the United States Government in carrying out a governmental purpose as expressed in any Act of the Congress of the United States, except as permitted by Congress. Provided further, that this Act shall not apply to notes, obligations or instruments securing same, taken by or on behalf of the State of Texas or any agency or instrumentality of the State Government in carrying out a governmental purpose.

"(b) If subsequent to the recording of a mortgage or other instrument included in this Act on which all taxes, if any, accrued under this Act have been paid, a supplemental instrument of mortgage is recorded or filed for the purpose of correcting or perfecting any recorded instrument or pursuant to some provisions or covenant therein, or an additional instrument, is recorded imposing the lien thereof upon property not originally covered by, or not described in such recorded primary instrument for the purpose of securing the indebtedness which is, or under any contingency may be, secured by such recorded primary instrument, such additional instrument or mortgage shall not be subject to taxation under this Act, unless it creates or secures a new or further indebtedness or obligation other than the indebtedness or obligation secured by, or which under any contingency may be secured by the recorded primary instrument, in which case a tax is imposed on such new or further indebtedness or obligation as heretofore provided and shall be paid as provided hereinbefore the time such instrument or additional instrument is recorded; provided the tax levied in this Act shall apply to only one instrument where several instruments are contemporaneously executed to secure one obligation; and the tax shall be applied to the instrument of the greatest denomination. Provided, however, that no instrument evidencing an obligation or creating a lien or other equitable interest in property shall be exempt from the provisions of this Act because another prior instrument evidencing another and different obligation creating a lien or other equitable interest in the same property has been executed or registered; and provided further that the affixing of the necessary stamps, as provided in this Act, shall entitle all such instrument or instruments to record in any record

to which it or they may otherwise by law be entitled, and in the records of more than one county in the State, without the placing thereon, for such separate instrument or separate recording, of additional stamps, it being the intention hereof to levy such tax on each obligation to pay money, and not to tax each instrument securing payment of the same obligation or indebtedness. The clerk of the county where the taxed instrument or instruments is first recorded, shall, upon the request of the holder of such instrument or instruments, make proper certificate on the copies of the instrument or instruments, showing that the tax has been paid on, and all necessary stamps have been affixed to, the original of such instrument or instruments; the clerk shall, upon making such certificate, charge therefor a fee not to exceed the sum of fifty (50) cents for each certificate.

"(c) If the maximum amount secured, or which by any contingency may be secured by the mortgage or other instrument, is not expressed in the mortgage or other instrument, the County Clerk at the time such instrument is offered for filing or recording may require the mortgagee to furnish him with proofs by sworn statement in writing as to such facts as he deems necessary for the computing of the maximum amount secured by the mortgage or other instrument, and such proofs shall be preserved in his office."

Section 2. Payment of the tax hereby levied shall be evidenced by affixing the stamps herein provided for, to all instruments included within the provisions of this Act and it shall be the duty of the State Treasurer to have engraved or printed the stamps necessary to comply with this Act, and to sell the same to all persons upon demand and payment therefor. The State Treasurer may consign said stamps to the different county clerks of the State of Texas, as, and when, requested by said county clerks. The stamps shall be of such design and denominations as to the Treasurer shall seem proper, and shall show the amount of the tax, the payment of which is evidenced thereby and shall contain the words 'note stamp'. The county clerks of the State of Texas shall keep a supply of such stamps on hand in their office for sale to any person upon demand and payment therefor and shall remit all moneys received from the

sale of such stamps, except as hereinafter provided, to the State Treasurer at any time when requesting additional stamps from the State Treasurer; provided that if the county clerk does not order additional stamps and remit said moneys on or before the 25th day of each month he shall make remittance of any moneys on hand, except as hereinafter provided, from the sale of such stamps not later than the 25th day of each month irrespective of whether or not such clerk orders additional stamps; providing further, that each county clerk shall be entitled to deduct and retain as other fees of office for handling said stamps, five per cent (5%) of the amount of money received from the sale of such stamps, provided such fee for any one month shall not exceed \$250.00, said five per cent to be deducted and retained by the county clerk when remitting to the State Treasurer, as above provided, such fees to be accounted for by such clerk as other fees received by him; providing further, that the county clerks shall be liable under their official bonds for the faithful performance of their duties and the remittance of moneys to the State Treasurer, from the sale of stamps as herein provided. The State Treasurer shall be responsible for the custody of said stamps and shall demand such receipt as he deems necessary from the county clerks upon consignment of stamps to the county clerks as herein provided, and said Treasurer shall be liable for the proceeds received by him under his official bond. The State Treasurer shall from time to time deduct enough money from the proceeds received from the sale of stamps to pay for the printing of said stamps, the mailing of said stamps to the county clerks and any and all other expenses incident to the carrying out of this Act, said money to be deducted by the State Treasurer before allocating the funds received from the sale of said stamps.

Section 3. All revenues derived and collected under the provisions of this Act, except where otherwise specifically allocated shall be deposited, one-fourth ($\frac{1}{4}$) to the credit of the Available School Fund, and the remainder to the credit of the General Revenue Fund of the State.

Section 4. Should any portion, section, word or phrase of this Act be declared unconstitutional, such decision shall affect that section, word

or phrase, only, and shall not render invalid any of the remaining portions of this Act.

Section 5. The fact that many instruments are being filed for record under the present law without a tax being paid as provided by law and the fact that the law now in force is uncertain and it is impossible for the clerks to determine what instruments should be taxed and the fact that the State is losing large amount of revenue, creates an emergency and an imperative public necessity for the suspension of the Constitutional Rule requiring that all bills be read on three separate days in each House, and the said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it so enacted."

Mr. Hartzog offered the following substitute for the committee amendment:

Amend House Bill No. 41, by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 9, of Article IV, of House Bill No. 8, passed in the Third Called Session of the Forty-fourth Legislature, known as Chapter 495, Acts of the Third Called Session of the Forty-fourth Legislature, be and is hereby amended so that same shall hereafter read as follows:

"Section 9. (a) There is hereby levied and assessed a tax of one (1c) cent on each One Hundred Thousand (\$100,000.00) Dollars or fraction thereof over the first Two Hundred Thousand (\$200,000.00) Dollars on all notes executed in this State after the effective date of this Act. There is likewise hereby levied and assessed a tax of one (1c) cent on each One Hundred Thousand (\$100,000.00) Dollars or fraction thereof over the first Two Hundred Thousand (\$200,000.00) Dollars on all obligations relating to the sale of personal or real property in this State after the effective date of this Act.

(b) Payment of the tax levied herein shall be evidenced by the obligor in said note or sale contract affixing the stamp herein provided for to such note or sale contract executed.

(c) It shall be the duty of the State Treasurer to have engraved or printed the stamps necessary to comply with this Act and to secure the

same to all persons upon demand and payment therefor. The stamps shall be of such design and denomination as the State Treasurer shall deem proper, and shall show the amount of the tax the payment of which is evidenced thereby and shall contain the words 'Note Stamp.' The State Treasurer shall be responsible for the custody and sale of such stamps and for the proceeds therefrom under his official bond.

(d) No tax shall be required on notes or other obligations given in renewal or extension of notes or obligations upon which the note tax herein provided for has been paid, nor upon any note or other obligation given in renewal or extension of any note or obligation upon which the tax provides for in Section 9, of Article 4, House Bill No. 8, passed in the Third Called Session of the Forty-fourth Legislature has been paid. The tax herein levied shall apply to only one instrument evidencing or securing the same obligation where several instruments are contemporaneously executed to secure such obligation; and the tax shall apply to the instrument of the greatest denomination; provided however, this exception shall not be construed as exempting second liens.

(f) All revenues derived and collected under the provisions of this Act shall be deposited in the State Treasury, one-fourth ($\frac{1}{4}$) to the credit of the Available School Fund, and the remainder to the credit of the General Revenue fund of the State.

Sec. 4. Should any portion, section, word or phrase of this Act be declared unconstitutional, such decision shall affect that section, word, or phrase only and shall render invalid the remaining portions of this Act.

Sec. 5. The fact that additional money is requested for the State to meet its financial need, and the fact that the Regular Session of this Legislature is nearing its end, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills be read on three (3) several days in each House be suspended and the same is hereby suspended and the Act shall take effect and be in force from and after its passage, and it is so enacted."

HARTZOG,
ALEXANDER.

Mr. Holland moved to table the substitute amendment by Mr. Hartzog.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—50

Alsup	Lehman
Amos	Loggins
Anderson	Lucas
Beckworth	Mann
Burton	Mauritz
Cauthorn	Metcalfe
Colquitt	Moffett
Davisson	Morris
of Eastland	Morse
Deglandon	Oliver
Dickison	Patterson of Mills
Dollins	Patterson
Fuchs	of Travis
Hamilton	Pope
Harris of Dickens	Reader
Holland	Reed of Bowie
Howard	Rhodes
Huddleston	Ross
Johnson	Russell
of Tarrant	Sewell
Jones of Angelina	Skaggs
Jones of Falls	Stinson
Jones of Wise	Talbert
Kelt	Tennant
King	Thornberry
Langdon	Weldon
Lanning	

Nays—60

Adkins	Hoskins
Alexander	Hyder
Baker	Johnson of Ellis
Bates	Kenyon
Blankenship	Kern
Boethel	Knetsch
Boyer	Lankford
Bradbury	Leath
Bradford	Leyendecker
Bridgers	Little
Broadfoot	London
Brown	Mays
Cathey	McConnell
Celaya	McDonald
Davis of Haskell	McFarland
Davis of Jasper	McKee
Davison of Fisher	Monkhouse
Derden	Palmer
Donaghey	Prescott
Fielden	Reed of Dallas
Fox	Riddle
Hankamer	Roark
Harrell	Schuenemann
Harris of Archer	Settle
Hartzog	Shell
Heflin	Simpson

Smith of Hopkins	Waggoner
Smith	Westbrook
of Matagorda	Winfree
Smith of Tarrant	Wood
Thornton	

Present—Not Voting

Herzik

Absent

Bell	Keith
Cleveland	Leonard
Dean	McKinney
England	Nicholson
Farmer	Petsch
Felty	Powell
Graves	Ragsdale
Hanna	Stocks
Harper	Tarwater
Hull	Tennysón
Jones of Atascosa	Vale
Keefe	

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

Question then recurring on the substitute amendment by Mr. Hartzog, it was adopted.

Mr. Lucas raised a point of order, on further consideration of House Bill No. 41, at this time, on the ground that the bill contains subject matter not submitted by the Governor.

The Speaker sustained the point of order.

HOUSE BILL NO. 164 ON SECOND READING

Mr. Morris moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 164 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109

Adkins	Boethel
Alsup	Boyer
Amos	Bradbury
Anderson	Bradford
Baker	Bridgers
Bates	Broadfoot
Blankenship	Brown

Burton	Loggins
Cathey	London
Colquitt	Lucas
Davis of Haskell	Mann
Davis of Jasper	Mauritz
Davison of Fisher	Mays
Davisson	McConnell
of Eastland	McFarland
Deglandon	McKee
Derden	Metcalfe
Dickison	Moffett
Dollins	Monkhouse
Donaghey	Morris
England	Morse
Farmer	Oliver
Felty	Palmer
Fielden	Patterson of Mills
Fox	Patterson
Fuchs	of Travis
Hamilton	Pope
Hankamer	Powell
Harper	Prescott
Harrell	Ragsdale
Harris of Dickens	Reed of Bowie
Heflin	Reed of Dallas
Herzik	Rhodes
Holland	Riddle
Hoskins	Roark
Howard	Ross
Huddleston	Schuenemann
Hyder	Settle
Johnson of Ellis	Sewell
Johnson	Shell
of Tarrant	Simpson
Jones of Angelina	Skaggs
Jones of Falls	Smith of Tarrant
Jones of Wise	Stinson
Kelt	Stocks
Kern	Talbert
King	Tarwater
Knetsch	Tennant
Langdon	Tennyson
Lankford	Thornberry
Lanning	Thornton
Leath	Waggoner
Lehman	Weldon
Leonard	Westbrook
Leyendecker	Winfree
Little	Wood

Nays—1

Russell

Absent

Alexander	Hartzog
Beckworth	Hull
Bell	Jones of Atascosa
Cauthorn	Keefe
Celaya	Keith
Cleveland	Kenyon
Dean	McDonald
Graves	McKinney
Hanna	Nicholson
Harris of Archer	Petsch

Reader	Smith
Smith of Hopkins	of Matagorda
	Vale

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

On motion of Mr. Morris, the regular order of business was suspended, to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 164, A bill to be entitled "An Act to amend House Bill No. 52, Chapter 18, Acts of the Forty-third Legislature, Fourth Called Session, so as to provide that the governing body of any city or town having a population of twelve thousand four hundred ten (12,410) inhabitants or less according to the last preceding Federal Census and owning and operating its municipal light system and municipal waterworks system in this State, in making up the annual appropriations of the income and revenue of any waterworks system, electric light plant or system, sewer system, or other public utility system, service or enterprise, now or hereafter owned and operated by any such city or town, shall first provide for maintenance and operating expenses of such system, service or enterprise, etc., and declaring an emergency."

The Speaker then laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 164 ON THIRD READING

The Speaker then laid House Bill No. 164 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—110

Adkins	Blankenship
Alsup	Boethel
Amos	Boyer
Anderson	Bradbury
Baker	Bradford
Bates	Bridgers
Beckworth	Brown

Burton	London
Celaya	Lucas
Colquitt	Mann
Davis of Haskell	Mauritz
Davis of Jasper	Mays
Davison of Fisher	McConnell
Davisson	McFarland
of Eastland	McKee
Deglandon	Metcalfe
Derden	Moffett
Dickison	Monkhouse
Dollins	Morris
Donaghey	Morse
England	Palmer
Farmer	Patterson of Mills
Felty	Patterson
Fielden	of Travis
Fox	Pope
Fuchs	Powell
Hamilton	Prescott
Hankamer	Reader
Hanna	Reed of Bowie
Harper	Reed of Dallas
Harrell	Rhodes
Harris of Dickens	Riddle
Heflin	Roark
Herzik	Ross
Hoskins	Schuenemann
Howard	Settle
Huddleston	Sewell
Hyder	Shell
Johnson of Ellis	Simpson
Johnson	Skaggs
of Tarrant	Smith of Hopkins
Jones of Angelina	Smith
Jones of Falls	of Matagorda
Jones of Wise	Smith of Tarrant
Kelt	Stinson
Kern	Stocks
King	Talbert
Knetsch	Tarwater
Langdon	Tennant
Lankford	Tennyson
Lanning	Thornberry
Leath	Thornton
Lehman	Waggoner
Leonard	Weldon
Leyendecker	Westbrook
Little	Winfree
Loggins	Wood

Nays—1

Russell

Absent

Alexander	Hartzog
Bell	Holland
Broadfoot	Hull
Cathey	Jones of Atascosa
Cauthorn	Keefe
Cleveland	Keith
Dean	Kenyon
Graves	McDonald
Harris of Archer	McKinney

Nicholson	Ragsdale
Oliver	Vale
Petsch	

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

HOUSE BILL NO. 167 ON SECOND READING

Mr. Powell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 167 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Adkins	Harper
Alexander	Harrell
Alsup	Harris of Archer
Amos	Harris of Dickens
Anderson	Heflin
Baker	Herzik
Bates	Holland
Beckworth	Hoskins
Blankenship	Howard
Boethel	Huddleston
Boyer	Hyder
Bradbury	Johnson of Ellis
Bradford	Johnson
Bridgers	of Tarrant
Brown	Jones of Angelina
Burton	Jones of Falls
Cathey	Jones of Wise
Colquitt	Kelt
Davis of Haskell	Kenyon
Davis of Jasper	Kern
Davison of Fisher	King
Davisson	Knetsch
of Eastland	Langdon
Deglandon	Lankford
Derden	Lanning
Dickison	Leath
Dollins	Lehman
Donaghey	Leonard
England	Leyendecker
Farmer	Little
Felty	Loggins
Fielden	Lucas
Fox	Mann
Fuchs	Mauritz
Hamilton	Mays
Hankamer	McConnell
Hanna	McFarland

McKee	Schuenemann
Metcalfe	Settle
Moffett	Sewell
Monkhouse	Shell
Morris	Simpson
Morse	Skaggs
Oliver	Smith of Hopkins
Palmer	Smith
Patterson of Mills	of Matagorda
Patterson	Smith of Tarrant
of Travis	Stinson
Pope	Stocks
Powell	Talbert
Prescott	Tarwater
Ragsdale	Tennant
Reader	Tennyson
Reed of Bowie	Thornberry
Reed of Dallas	Thornton
Rhodes	Waggoner
Riddle	Weldon
Roark	Westbrook
Ross	Winfree
Russell	Wood

Absent

Bell	Jones of Atascosa
Broadfoot	Keefe
Cauthorn	Keith
Celaya	London
Cleveland	McDonald
Dean	McKinney
Graves	Nicholson
Hartzog	Petsch
Hull	Vale

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

On motion of Mr. Powell, the regular order of business, was suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 167, A bill to be entitled "An Act to amend Chapter 57 of the Acts of the 41st Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners' Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said county for the purpose of acquiring land for right of way purposes for State or Federal designated highways and public roads; limiting and restricting such power;

authorizing and regulating the issuance of interest-bearing time warrants of said county for the purpose of taking up and paying off of any such road and bridge warrants."

The Speaker then laid the bill before the House, and it was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 167 was then passed to engrossment.

HOUSE BILL NO. 167 ON THIRD READING

The Speaker then laid House Bill No. 167 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—116

Adkins	Harris of Dickens
Alexander	Hartzog
Alsup	Heflin
Anderson	Herzik
Baker	Holland
Bates	Hoskins
Beckworth	Howard
Blankenship	Huddleston
Boethel	Hyder
Boyer	Johnson of Ellis
Bradbury	Johnson
Bradford	of Tarrant
Bridgers	Jones of Angelina
Brown	Jones of Falls
Burton	Jones of Wise
Cathey	Kelt
Cauthorn	Kenyon
Davis of Haskell	Kern
Davis of Jasper	King
Davison of Fisher	Knetsch
Davison	Langdon
of Eastland	Lankford
Deglandon	Lanning
Derden	Leath
Dickison	Lehman
Dollins	Leonard
Donaghey	Leyendecker
England	Little
Farmer	Loggins
Felty	London
Fielden	Lucas
Fox	Mann
Fuchs	Mauritz
Hamilton	Mays
Hankamer	McConnell
Hanna	McDonald
Harper	McFarland
Harrell	McKee
Harris of Archer	Metcalfe

Moffett	Settle
Monkhouse	Sewell
Morris	Shell
Morse	Simpson
Palmer	Skaggs
Patterson of Mills	Smith of Hopkins
Patterson	Smith
of Travis	of Matagorda
Pope	Smith of Tarrant
Powell	Stinson
Prescott	Stocks
Ragsdale	Talbert
Reader	Tarwater
Reed of Bowie	Tennant
Reed of Dallas	Tennyson
Rhodes	Thornberry
Riddle	Thornton
Roark	Waggoner
Ross	Weldon
Russell	Westbrook
Schuenemann	Wood

Nays—1

Colquitt

Absent

Amos	Keefe
Bell	Keith
Broadfoot	McKinney
Celaya	Nicholson
Cleveland	Oliver
Dean	Petsch
Graves	Vale
Hull	Winfree

Jones of Atascosa

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley

Harris of Dallas

HOUSE BILL NO. 129 ON SECOND READING

On motion of Mr. Felty, the regular order of business, and all necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 129, A bill to be entitled "An Act to amend Article 559, Title 92, of the Revised Civil Statutes of Texas, 1925, relating to record of proceedings and notice in lunacy proceedings, so as to provide that the County Clerk shall be required to enter in the minutes of the court only the judgments of the court rendered

in lunacy proceedings; providing for the commitment and confinement of insane persons, and the manner thereof; the furnishing of a transcript of the proceedings relating thereto; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker then laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 129 ON THIRD READING

Mr. Felty moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 129 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—118

Adkins	Harris of Dickens
Alexander	Heflin
Alsup	Herzik
Amos	Holland
Anderson	Hoskins
Baker	Howard
Bates	Huddleston
Beckworth	Hyder
Blankenship	Johnson of Ellis
Boethel	Johnson
Boyer	of Tarrant
Bradbury	Jones of Angelina
Bradford	Jones of Atascosa
Bridgers	Jones of Falls
Brown	Jones of Wise
Burton	Kelt
Carssow	Kenyon
Cathey	Kern
Cauthorn	King
Colquitt	Knetsch
Davis of Haskell	Langdon
Davis of Jasper	Lankford
Davison of Fisher	Lanning
Davisson	Leath
of Eastland	Lehman
Deglandon	Leonard
Derden	Leyendecker
Dickison	Little
Dollins	Loggins
Donaghey	London
England	Lucas
Farmer	Mann
Felty	Mays
Fielden	McConnell
Fox	McDonald
Fuchs	McFarland
Hamilton	McKee
Hankamer	Metcalfe
Hanna	Moffett
Harper	Monkhouse
Harris of Archer	Morris

Morse	Shell
Oliver	Simpson
Palmer	Skaggs
Patterson of Mills	Smith of Hopkins
Patterson	Smith
of Travis	of Matagorda
Pope	Smith of Tarrant
Powell	Stinson
Prescott	Stocks
Ragsdale	Talbert
Reed of Bowie	Tarwater
Reed of Dallas	Tennant
Rhodes	Tennyson
Riddle	Thornberry
Roark	Thornton
Ross	Waggoner
Russell	Weldon
Schuenemann	Westbrook
Settle	Winfree
Sewell	Wood

Absent

Bell	Keefe
Broadfoot	Keith
Celaya	Mauritz
Cleveland	McKinney
Dean	Nicholson
Graves	Petsch
Harrell	Reader
Hartzog	Vale
Hull	

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Gibson	Rutta
Harbin	Sharpe
Hardin	Stevenson
Harris of Dallas	Worley

The Speaker then laid House Bill No. 129 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113

Adkins	Carssow
Alexander	Cauthorn
Alsup	Colquitt
Amos	Davis of Haskell
Anderson	Davis of Jasper
Baker	Davison of Fisher
Bates	Davisson
Beckworth	of Eastland
Blankenship	Deglandon
Boethel	Derden
Boyer	Dickison
Bradbury	Dollins
Bradford	Donaghey
Bridgers	England
Brown	Farmer
Burton	Felty

Fielden	McFarland
Fox	McKee
Fuchs	Metcalfe
Hamilton	Moffett
Hankamer	Monkhouse
Harper	Morris
Harrell	Morse
Harris of Archer	Oliver
Harris of Dickens	Palmer
Heflin	Patterson of Mills
Herzik	Patterson
Holland	of Travis
Hoskins	Powell
Howard	Prescott
Huddleston	Ragsdale
Hyder	Reed of Bowie
Johnson of Ellis	Reed of Dallas
Johnson	Rhodes
of Tarrant	Riddle
Jones of Angelina	Roark
Jones of Atascosa	Ross
Jones of Falls	Russell
Jones of Wise	Settle
Kelt	Sewell
Kenyon	Shell
Kern	Simpson
King	Skaggs
Knetsch	Smith of Hopkins
Langdon	Smith
Lankford	of Matagorda
Lanning	Smith of Tarrant
Leath	Stinson
Lehman	Stocks
Leonard	Talbert
Leyendecker	Tarwater
Little	Tennant
Loggins	Thornberry
London	Thornton
Lucas	Waggoner
Mann	Weldon
Mays	Winfree
McConnell	Wood
McDonald	

Absent

Bell	Keith
Broadfoot	Mauritz
Cathey	McKinney
Celaya	Nicholson
Cleveland	Petsch
Dean	Pope
Graves	Reader
Hanna	Schuenemann
Hartzog	Tennyson
Hull	Vale
Keefe	Westbrook

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Gibson	Rutta
Harbin	Sharpe
Hardin	Stevenson
Harris of Dallas	Worley

HOUSE BILL NO. 162 ON SECOND
READING

Mr. Stinson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 162 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100

Alexander	Knetsch
Alsop	Langdon
Anderson	Lankford
Baker	Lanning
Beckworth	Leath
Blankenship	Lehman
Boethel	Leonard
Boyer	Leyendecker
Bradbury	Little
Bradford	Loggins
Bridgers	London
Broadfoot	Lucas
Brown	Mann
Burton	Mays
Cathey	McConnell
Cauthorn	McDonald
Celaya	McFarland
Colquitt	McKee
Davis of Haskell	Metcalfe
Davisson	Moffett
of Eastland	Monkhouse
De glandon	Morris
Derden	Morse
Dollins	Patterson of Mills
Donaghey	Patterson
England	of Travis
Farmer	Powell
Felty	Prescott
Fox	Ragsdale
Fuchs	Reed of Dallas
Hamilton	Rhodes
Hanna	Roark
Harper	Ross
Harrell	Schuenemann
Harris of Archer	Settle
Harris of Dickens	Sewell
Herzik	Shell
Holland	Simpson
Howard	Skaggs
Huddleston	Smith of Hopkins
Hyder	Smith
Johnson of Ellis	of Matagorda
Johnson	Smith of Tarrant
of Tarrant	Stinson
Jones of Angelina	Stocks
Jones of Atascosa	Talbert
Jones of Falls	Tarwater
Jones of Wise	Tennant
Kern	Thornberry
King	Thornton

Waggoner
WeldonWinfree
Wood

Nays—4

Adkins
AmosReed of Bowie
Russell

Absent

Bates	Keith
Bell	Kelt
Cleveland	Kenyon
Davis of Jasper	Mauritz
Davison of Fisher	McKinney
Dean	Nicholson
Dickison	Oliver
Fielden	Palmer
Graves	Petsch
Hankamer	Pope
Hartzog	Reader
Heflin	Riddle
Hoskins	Tennyson
Hull	Vale
Keefe	Westbrook

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

On motion of Mr. Stinson, the regular order of business, was suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 162, A bill to be entitled "An Act ratifying, confirming, and validating all acts and orders, and attempted acts and orders, of County School Trustees, Boards of County School Trustees, County Boards of Trustees, County Boards of School Trustees, Commissioners' Courts, Boards of Trustees of Common, Independent and County Line School Districts, and all elections and attempted elections of Common, Independent, and County Line School Districts, relating to the laying out, establishment, combining, abolishing, changing of boundaries, detaching territory from, or annexing territory to, any such school district, except where contests of same may be pending at the time this Act becomes effective, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Fielden raised a point of order, on further consideration of House Bill No. 162, at this time, on the ground that the bill contains subject matter not submitted by the Governor.

The Speaker sustained the point of order.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 4, To grant B. K. Brewer and wife permission to sue the State.

The resolution having heretofore been read second time, and referred to the committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted by the following vote:

Yeas—109

Adkins	Harris of Archer
Alexander	Harris of Dickens
Alsup	Heflin
Amos	Herzik
Anderson	Holland
Baker	Howard
Bates	Huddleston
Beckworth	Hull
Blankenship	Hyder
Boethel	Johnson of Ellis
Boyer	Johnson
Bradford	of Tarrant
Bridgers	Jones of Angelina
Broadfoot	Jones of Atascosa
Brown	Jones of Falls
Burton	Jones of Wise
Cathey	Kelt
Cauthorn	Kenyon
Celaya	Kern
Colquitt	Knetsch
Davis of Haskell	Langdon
Davis of Jasper	Lankford
Davisson	Lanning
of Eastland	Leath
Deglandon	Lehman
Derden	Leonard
Dickison	Leyendecker
Dollins	Little
Donaghey	Loggins
England	London
Farmer	Lucas
Fielden	Mann
Fox	Mauritz
Fuchs	Mays
Hamilton	McConnell
Hankamer	McDonald
Hanna	McFarland
Harper	McKee

Metcalf	Settle
Moffett	Sewell
Monkhouse	Shell
Morse	Simpson
Palmer	Skaggs
Patterson of Mills	Smith of Hopkins
Patterson	Smith
of Travis	of Matagorda
Powell	Smith of Tarrant
Prescott	Stinson
Ragsdale	Talbert
Reed of Bowie	Tarwater
Reed of Dallas	Tennant
Rhodes	Thornberry
Riddle	Thornton
Roark	Weldon
Ross	Winfree
Russell	Wood
Schuenemann	

Absent

Bell	McKinney
Bradbury	Morris
Cleveland	Nicholson
Davison of Fisher	Oliver
Dean	Petsch
Felty	Pope
Graves	Reader
Harrell	Stocks
Hartzog	Tennyson
Hoskins	Vale
Keefe	Waggoner
Keith	Westbrook
King	

Absent—Excused

Bond	Jackson
Cagle	Newton
Callan	Quinn
Carssow	Rutta
Gibson	Sharpe
Harbin	Stevenson
Hardin	Worley
Harris of Dallas	

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 7, To grant Mrs. John Luttmer permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

HOUSE BILL NO. 147 ON SECOND READING

On motion of Mr. Smith of Tarrant, the regular order of business, and all

necessary Rules, were suspended, to take up, until disposed of, and have placed on its second reading and passage to engrossment,

H. B. No. 147, A bill to be entitled "An Act to amend Chapter 20 of the Acts of the Third Called Session of the Forty-third Legislature to provide for a secretary and a clerk for the County Judges in all counties having a population of not less than 195,000 and not more than 200,000 according to the last preceding Census of the United States; providing for the salary of such County Judges and authorizing the Commissioner's Court of any such county, on the application of the County Judge, to authorize such County Judge to employ such help and fixing a salary of such employees to be paid out of the General Fund of the county, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Reed of Dallas raised a point of order, on further consideration of House Bill No. 147, at this time, on the ground that the bill contains subject matter not submitted by the Governor.

The Speaker sustained the point of order.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 29, To grant the Tyler Pipe Line Company permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 44, To grant Russ Mitchell, Inc., permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs

having recommended the adoption of the resolution.

The resolution was adopted.

EXCUSING EMPLOYEES

Mr. Derden moved that all employees be excused for next Saturday afternoon.

The motion prevailed.

BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 26, "An Act authorizing cities and towns to make contracts with water improvement and water control and improvement districts deriving their powers under Article XVI, Section 59, of the Constitution for water supply, fixing the maximum term of such contracts, limiting the liabilities of cities and towns under such contracts, making an election in such cities and towns a prerequisite to the making of such contracts, prescribing the method of calling and holding such elections and qualifications of voters; authorizing such districts to make such improvements needed for carrying out such contracts; authorizing such districts to secure their notes, warrants and bonds by pledging the revenues under such contracts, and to secure tax-supported bonds by the additional pledge of such revenues; providing that tax supported bonds heretofore voted but not yet issued may be issued and sold and the proceeds used for purposes necessary for the carrying out of such contracts without the necessity of another election, and that such bonds may be secured by a levy of taxes and by a pledge of revenues or by either such methods; providing that if this Act shall be in conflict with any other Act, the provisions of this Act shall be effective, and declaring an emergency."

S. B. No. 12, "An Act providing that in counties having a population of forty thousand nine hundred and five (40,905) and not more than forty-one thousand (41,000) according to the last preceding Federal Census, the County Judge may appoint a court stenographer to be called and known as the official County Court Reporter of the County Court; to define

and prescribe the duties of such court reporter, and fix the compensation and tenure of office; prescribing the fund from which the salary is to be paid, and prescribing the taxing of costs in civil suits in which answer is filed, and declaring an emergency."

S. B. No. 24, "An Act fixing the compensation of County Attorneys in certain counties in this State, and declaring an emergency."

S. B. No. 29, "An Act to validate, ratify, approve, confirm, and declare enforceable, all levies and assessments of ad valorem taxes heretofore made by incorporated cities and towns in the State of Texas because the same were made and adopted by resolution, motion, or other informal action, and because of the failure of the governing body of such city and town to appoint the proper and statutory Board of Equalization; and which are insufficient and voidable, or unenforceable on account of technical irregularities in the manner of preparing the books and reports of assessors assessing such property; and all equalizations of said valuations of such property for taxation purposes made by the Boards of Equalization acting for any such city or town, which are irregular or insufficient because the reports of such equalizations were adopted and accepted orally, or by other informal action; and the acts of making such equalizations were made orally or by other informal action; or in incomplete form; and because of the failure of the governing body or any officer of such city or town to prepare, have public hearings on, and file a budget; and providing further that this Act shall apply only to those incorporated cities and towns in this State having a population of not less than twelve hundred forty-five (1,245) and not more than twelve hundred fifty-five (1,255), according to the last preceding Federal Census; providing this Act shall not affect suits pending at the time same becomes effective, and declaring an emergency."

H. B. No. 49, "An Act empowering and authorizing cities and towns in the State of Texas having a population in excess of 230,000 and not more than 250,000, according to the last preceding or any future Federal Census, to enact ordinances authorizing City and Town Assessors, or Assessors and Collectors to prescribe such assessment forms, lists, or statements

for rendering property as will also serve as a tax roll without the necessity of recompiling such tax roll from the original assessment roll; authorizing the binding of such assessment, forms, lists or statements and combination tax roll, regardless of whether rendered or unrendered, into one roll in alphabetical order, providing a saving clause, and declaring an emergency."

H. B. No. 98, "An Act amending Section 12 of Chapter 59, of the Acts of the Thirty-ninth Legislature, so as to provide that in certain counties having a population according to the last preceding Federal Census of not less than eight thousand five hundred (8,500) and not more than eight thousand seven hundred (8,700), Rural High School Districts formed by the grouping of common school districts shall not have the authority to appoint a tax assessor, board of equalization nor tax collector, providing for an emergency."

H. B. No. 143, "An Act permitting the City Council of any city or town in this State and the trustees of independent school districts to fix the compensation of the tax assessors and collectors in said cities, towns, and independent school districts in counties with the population of not less than 43,030 and not more than 43,040, according to the last Federal Census, and declaring an emergency."

H. B. No. 152, "An Act creating and establishing Callahan County Road District Number Three in Callahan County, Texas, under Article III, Section 52 of the Constitution for the purpose of the construction, operation and maintenance of macadamized, graveled or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the district a body corporate with authority to sue and be sued; authorizing the district to issue bonds upon two-thirds vote of the qualified electors who own taxable property in said district and who have duly rendered the same for taxation voting at an election; etc., and declaring an emergency."

H. B. No. 123, "An Act amending Section I of House Bill No. 659, Acts of the Forty-fifth Legislature, Regular Session, and declaring an emergency."

H. B. No. 114, "An Act amending Article 880 of the Penal Code of the State of Texas making it lawful to

use a dog in the hunting of or pursuing of or taking of any deer in Tyler County."

H. B. No. 126, "An Act requiring any person using any trap or similar device to take any of the birds or animals of this State, upon the private lands of another person in Van Zandt County, to first obtain and have in his possession a written permit; providing other necessary regulations pertaining to the obtaining of such permit; providing that the failure to have in possession such valid permit shall be prima facie evidence of guilt; providing a suitable penalty for violation of any provisions of this Act; providing that it shall be the duty of any peace officer operating in any county affected by the provisions of this Act to enforce the provisions of this Act and repealing all laws in conflict with any provisions of this Act, in so far as they relate to Van Zandt County."

H. B. No. 138, "An Act providing an open season when it shall be lawful to hunt, take or kill squirrels in Montgomery County, Texas; providing a bag limit; fixing a penalty for the violation hereof; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 116, "An Act providing that a County Auditor may be appointed in any county having a population of not less than twenty thousand one hundred (20,100) nor more than twenty thousand one hundred and fifty (20,150) according to the last preceding Federal Census and having a taxable value of less than Fifteen Million (\$15,000,000.00) Dollars, according to the last approved tax roll; providing that Commissioners' Court in such county may by order determine the necessity for such office as well as by order may discontinue such office; providing compensation and the fund from which it shall be paid, and declaring an emergency."

H. B. No. 107, "An Act to declare a closed season on the killing of quail in Haskell County for a period ending February 1, 1940, prescribing a penalty, and declaring an emergency."

H. B. No. 108, "An Act repealing House Bill No. 246, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

H. B. No. 153, "An Act amending Section 1 of Senate Bill No. 496, Chapter 168, Acts of the Legislature

of Texas, passed at the Forty-fourth Regular Session of the Legislature of Texas, so as to authorize any city of more than forty thousand (40,000) population, according to the last preceding census, to codify and adopt a code of civil and criminal ordinances without the necessity of publication, providing for the taking effect of said code upon adoption; providing for the reception in evidence of such code when printed under the supervision of the governing body of said city and the effect of such admission in evidence, and declaring an emergency."

H. B. No. 127, "An Act validating, ratifying and confirming all bond issues heretofore voted and issued or heretofore voted and not issued, of all cities and towns in this State, for the purpose of constructing swimming pools, and declaring an emergency."

H. C. R. No. 14, Commending the Honorable William Green.

ADJOURNMENT

Mr. Boyer moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Jones of Wise moved that the House recess until 10:00 o'clock a. m., tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—60

Adkins	Harris of Archer
Alexander	Hartzog
Blankenship	Heflin
Boethel	Hoskins
Boyer	Howard
Bradford	Jackson
Celaya	Johnson of Ellis
Colquitt	Johnson
Davis of Haskell	of Tarrant
Davisson	Jones of Angelina
of Eastland	Jones of Atascosa
Dean	Kenyon
Deglandon	Knetsch
Dickison	Leonard
Dollins	Loggins
Donaghey	Mays
Felty	McDonald
Fox	McKee
Hamilton	McKinney
Hankamer	Monkhouse
Hanna	Morse
Harper	Newton

Patterson of Mills	Simpson
Pope	Smith of Hopkins
Prescott	Stocks
Reed of Dallas	Talbert
Riddle	Tennant
Schuenemann	Thornton
Settle	Vale
Sewell	Waggoner
Shell	Winfree

Nays—55

Amos	Lehman
Baker	Leyendecker
Bates	London
Beckworth	Lucas
Bradbury	Mann
Bridgers	McConnell
Brown	McFarland
Burton	Metcalfe
Cathey	Moffett
Cleveland	Morris
Davis of Jasper	Palmer
Derden	Patterson
England	of Travis
Farmer	Powell
Fielden	Ragsdale
Fuchs	Reed of Bowie
Harrell	Rhodes
Herzik	Roark
Huddleston	Ross
Hull	Russell
Hyder	Skaggs
Jones of Falls	Smith of Tarrant
Jones of Wise	Stinson
Kelt	Tarwater
King	Tennyson
Langdon	Thornberry
Lankford	Weldon
Lanning	Wood

Absent

Alsup	Kern
Anderson	Leath
Bell	Little
Broadfoot	Mauritz
Cauthorn	Nicholson
Davison of Fisher	Oliver
Graves	Petsch
Harris of Dickens	Reader
Holland	Smith
Keefe	of Matagorda
Keith	Westbrook

Absent—Excused

Bond	Harris of Dallas
Cagle	Quinn
Callan	Rutta
Carssow	Sharpe
Gibson	Stevenson
Harbin	Worley
Hardin	

The House, accordingly, at 5:05 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Agriculture: House Bill No. 158.

Appropriations: House Bill No. 133.

Counties: House Bill No. 147.

Education: Senate Bill No. 11 and House Bills Nos. 161 and 162.

Game and Fisheries: House Bill No. 163.

Highways and Motor Traffic: House Bill No. 167.

Judiciary: House Bill No. 155.

Municipal and Private Corporations: House Bill No. 164 and Senate Bills Nos. 26 and 29.

Public Lands and Buildings: House Simple Resolution No. 24.

State Affairs: House Bills Nos. 139, 157, 159 and 160; Senate Concurrent Resolution No. 7.

REPORTS OF THE COMMITTEE
ON ENGROSSED BILLS

Committee Room,

Austin, Texas, October 21, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 133, A bill to be entitled "An Act amending Section 13 of Senate Bill No. 185, Acts of the Regular Session of the Forty-fifth Legislature, reallocating the funds provided for therein, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 159, A bill to be entitled "An Act authorizing the Old Age Assistance Commission to pay inter-

est on warrants issued against the Texas Old Age Assistance Fund; making an appropriation therefor; restricting the total amount to be paid on account of any warrant issued for a given month; prescribing the powers and duties of certain State officials in reference thereto; prescribing the maximum rate of interest to be paid; providing that the authority conferred in this Act shall not be limited by the provisions of Section 6 of Chapter 472, Acts of the Second Called Session of the Forty-fourth Legislature; making available appropriation made in Chapter 472 of the Acts of the Second Called Session of the Forty-fourth Legislature for the purposes of this Act until the appropriation made in House Bill No. 23 of this Second Called Session of the Forty-fifth Legislature becomes available, and re-appropriating any unexpended balances of said appropriation for the fiscal year ending August 31, 1939, and limiting the amount of warrants to be issued hereunder to not more than Three Million (\$3,000,000.00) Dollars and further providing that no such warrants on which interest is to be paid shall be issued after March 1, 1938; making this Act cumulative of other laws but providing that it shall take precedence over any law in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 149, A bill to be entitled "An Act applicable in the counties of Mason, Menard, Kerr, Schleicher, Crockett, Sutton, Kimble, Real, Edwards, Blanco, Llano, Kendall, Gillespie, El Paso, Hudspeth Culberson, Val Verde, Kinney, Maverick, Terrell, Brewster, Harris and Burnet of the State of Texas, requiring a hunting license of any resident citizen of the State hunting in any of said counties with certain exemptions; requiring a fishing license of all persons residing in the State of Texas and fishing in said counties or in any stream forming a part of the boundary line of any of said counties and for such dis-

tance as such stream forms a part of the boundary of any of the aforementioned counties; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 146, A bill to be entitled "An Act authorizing the Director of the Cigarette Tax Division of the State Comptroller's Department to designate a personal representative as supervisor of the printing and manufacturing of cigarette tax stamps; relieving the Director of the Cigarette Tax Division of the burdens of the personal supervision imposed by Section 30 of House Bill No. 755, Acts, Forty-fourth Legislature; authorizing the designation by the Director of the Cigarette Tax Division to the Stamp Tax Board of a personal representative of the Director; the employment of such representative by the Stamp Tax Board; and providing for the payment of services to be rendered by such personal representative, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 148, A bill to be entitled "An Act amending Section 19 (f) of Article 3912e, and being Acts of the Second Called Session of the Forty-fourth Legislature, Chapter 465, page 1762, to make adequate provision for the compensation of Court Reporters appointed by the District or Criminal District Attorney in any county having a population in excess of one hundred ninety thousand (190,000), according to the last preceding Federal Census, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 161, A bill to be entitled "An Act to validate elections held to elect seven trustees in independent school districts created by special Act providing for a board of five trustees in such district; providing that the Board of Trustees elected at such elections is hereby constituted the Board of Trustees for such districts; providing that such districts shall hereafter elect seven trustees in accordance with the provisions of the General Law governing the election of seven trustees in independent school districts, under which they are now acting; validating bonds voted by such district but not yet issued and all bonds issued by such districts and now outstanding; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 141, A bill to be entitled "An Act to amend House Bill No. 463, Acts of the Forty-fifth Legislature of Texas, Regular Session, 1937, by amending Section 7 (a) thereof so as to provide that all eligible obligations on or after January 1, 1938, shall participate in the funds on hand and coming into the County and Road District Highway Fund to the extent of the total amount thereof expended upon State highways less the amount thereof theretofore paid by the State of Texas out of such funds; expressly repealing Senate Bill No. 450, Acts of the Forty-fifth Legislature of Texas, Regular Session, 1937; providing that this Act shall take effect on January 1, 1938; repealing all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 155, A bill to be entitled "An Act amending Section 1, Chapter 39, Acts of the Second Called Session of the Forty-third Legislature, as amended by House Bill No. 1016, Acts of the Regular Session of the Forty-fifth Legislature, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 167, A bill to be entitled "An Act to amend Chapter 57 of the Acts of the Forty-first Legislature, Regular Session, by amending Section 13 thereof so as to authorize and empower the Commissioners Court of Montgomery County, Texas, to issue warrants or other evidence of indebtedness against the road and bridge fund of said County for the purpose of acquiring land for right of way purposes for State or Federal designated highways and public roads; limiting and restricting such power; authorizing and regulating the issuance of interest-bearing time warrants of said County for the purpose of taking up and paying off of any such road and bridge warrants; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 163, A bill to be entitled "An Act providing the time when mourning doves and white-winged doves may be shot in Collin, Dallas, Delta, Denton, Franklin, Haskell, Hopkins, Hunt, Jack, Johnson, Kaufman, Montague, Parker, Rockwall and Wise Counties making certain exceptions; fixing the bag limit and possession limit of same; fixing the

hours for shooting and making regulations for shotguns that may be used for shooting migratory birds and other game birds; providing a penalty for the violation of any such regulations; repealing all laws in conflict with any section of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 31, Granting permission to Martin Brothers to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 131, An Act making an appropriation of the sum of Seventy-five Thousand (\$75,000.00) Dollars or so much thereof as may be necessary, out of funds in the State Treasury, not otherwise appropriated, to pay contingent expenses, and to pay mileage and per diem of Members and per diem of officers and employees of the Second Called Session of the Forty-fifth Legislature, and to pay all outstanding bills of any previous session of the Forty-fifth Legislature; making an appropriation of the sum of Two Thousand (\$2,000.00) Dollars to pay the salary of the Lieutenant Governor when Acting as Governor of the State of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 152, "An Act creating and establishing Callahan County Road District Number Three in Calla-

han County, Texas, under Article III, Section 52 of the Constitution for the purpose of the construction, operation, and maintenance of macadamized, graveled, or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the district a body corporate with authority to sue and be sued; authorizing the district to issue bonds upon two-thirds vote of the qualified electors who own taxable property in said district and who have duly rendered the same for taxation voting at an election; prescribing the method of calling and conducting such election, and the method of issuing said bonds; directing the levy, assessment, and collection of a tax for the payment of principal and interest of said bonds; providing for the custody and disbursement of the funds of the district; providing that in awarding contracts for road construction the Commissioners Court shall advertise for bids and shall award the contract to the lowest and best bidder; providing that the fact that a portion of the district hereby created is also included in another road district having outstanding bonds shall not affect the district hereby created or its powers hereby granted; and providing that liability of territory included in this district and another road district which has issued bonds shall not be affected and for the levy, assessment, and collection of taxes on said territory for said bonds; and providing that this Act shall not validate said bonds nor be construed as authorizing the creation of indebtedness in excess of the limit established by Article III, Section 52; determining that all of the lands in said district will be benefited by additional road improvements; providing that the provisions of this Act shall prevail in the event of conflict with any other General or Special Law; providing that if any provision hereof is held to be invalid such holding shall not affect the other provisions hereof, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 143, "An Act permitting the City Councils of all cities and

towns in this State and the trustees of independent school districts to fix the compensation of the tax assessors and collectors in said cities, towns, and independent school districts in counties with a population of not less than forty-three thousand and thirty (43,030) and not more than forty-three thousand and forty (43,040), according to the last Federal Census; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 98, "An Act amending Section 12 of Chapter 59, of the Acts of the Thirty-ninth Legislature, so as to provide that in certain counties having a population according to the last preceding Federal Census of not less than eight thousand, five hundred (8,500) and not more than eight thousand, seven hundred (8,700) rural high school districts formed by the grouping of common school districts shall not have the authority to appoint a tax assessor, board of equalization, nor tax collector, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 49, "An Act empowering and authorizing cities and towns in the State of Texas having a population in excess of two hundred and thirty thousand (230,000) and not more than two hundred and fifty thousand (250,000), according to the last preceding or any future Federal Census, to enact ordinances authorizing city and town assessors, or assessors and collectors, to prescribe such assessment forms, lists, or statements for rendering property as will also serve as a tax roll without the necessity of recompiling such tax roll from the original assessment roll; authorizing the binding of such assessment forms, lists, or statements and com-

bination tax roll, regardless of whether rendered or unrendered, into one roll in alphabetical order; providing a saving clause, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 123, "An Act amending Section 1 of House Bill No. 659, Acts of the Forty-fifth Legislature, Regular Session, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 138, "An Act providing an open season when it shall be lawful to hunt, take, or kill squirrels in Montgomery County, Texas; providing a bag limit; fixing a penalty for the violation hereof; repealing all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 126, "An Act requiring any person using any trap or similar device to take any of the birds or animals of this State, upon the private lands of another person in Van Zandt County, to first obtain and have in his possession a written permit; providing other necessary regulations pertaining to the obtaining of such permit; providing that the failure to have in possession such valid permit shall be prima facie evidence of guilt; providing a suitable penalty for violation of any provisions of this Act; providing that it shall be the duty of any peace officer operating in any county affected by the provisions

of this Act to enforce the provisions of this Act; repealing all laws in conflict with any provisions of this Act, in so far as they relate to Van Zandt County, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 127, "An Act validating, ratifying, and confirming all bond issues heretofore voted and issued or heretofore voted and not yet issued, of all cities and towns in this State, for the purpose of constructing swimming pools; providing certain exceptions, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 114, "An Act amending Article 880 of the Penal Code of the State of Texas, making it lawful to use a dog in the hunting or pursuing or taking of any deer in Tyler County, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 153, "An Act amending Section 1 of Senate Bill No. 496, Chapter 168, Acts of the Legislature of Texas, passed at the Forty-fourth Regular Session, so as to authorize any city of more than forty thousand (40,000) population, according to the last preceding Federal Census, to codify and adopt a code of civil and criminal ordinances without the necessity of publication; providing for the taking effect of said code upon adoption; providing for the reception in evidence of such code when printed

under the supervision of the governing body of said city and the effect of such admission in evidence, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 107, "An Act to declare a closed season on the killing of quail in Haskell County for a period ending February 1, 1940; prescribing a penalty, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 108, "An Act repealing House Bill No. 246, Acts of the Forty-fifth Legislature, Regular Session, 1937, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 116, "An Act providing that a County Auditor may be appointed in any county having a population of not less than twenty thousand, one hundred (20,100) nor more than twenty thousand, one hundred and fifty (20,150), according to the last preceding Federal Census, and having a taxable value of less than Fifteen Million (\$15,000,000.00) Dollars, according to the last approved tax roll; providing that Commissioners Court in such county may by order determine the necessity for such office as well as by order may discontinue such office; providing compensation and the fund from which it shall be paid, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, October 22, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 14, Commending
President Green of the American Fed-
eration of Labor upon his stand in
advocating parity prices for agricul-
tural products and for his promise of
sympathetic and substantial support

of the American Federation of Labor
to the farmers in the solution of their
problems.

Has carefully compared same and
finds it correctly enrolled.

HERZIK, Chairman.

BILL SENT TO THE GOVERNOR

October 22, 1937

House Bill No. 131.

In Memory of

Hon. John M. Raider

Mr. Broadfoot offered the following resolution:

H. S. R. No. 49, In memory of Honorable John M. Raider.

Whereas, The House of Representatives has learned with deep regret of the death of Honorable John M. Raider, of Honey Grove, Fannin County, Texas, on the 15th day of October, 1937; and

Whereas, Mr. Raider has for the past fifty years been an outstanding citizen in Fannin County; and

Whereas, Mr. Raider was a Member of the House of Representatives in the Texas Legislature in the Thirty-third, Thirty-fifth and Thirty-sixth Legislatures and was outstanding, both as a law-maker, as a business man, a farmer and a public spirited citizen, and his death is recognized as a distinct loss to his community and the State of Texas; therefore, be it

Resolved by the House of Representatives, That the Members thereof deeply regret the passing of this distinguished and public spirited citizen, and extend their sympathy to his bereaved family; and, be it

Resolved, That a copy of this resolution be spread on the House Journal of the day in memory of the deceased, and that the Chief Clerk be instructed to forward a copy to the members of the family of the deceased.

BROADFOOT,
HARRELL,
METCALFE.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Anderson, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickson, Dollins, Donaghey, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Hoskins, Howard, Huddleston, Hull, Hyder, Jackson, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Lehman, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McDonald, McFarland, McKee, McKinney, Moffett, Monkhouse, Morris, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Thornton, Vale, Wagoner, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Broadfoot, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.